



The Journal OF THE *House of Representatives*

Number 26

Wednesday, April 9, 2014

The House was called to order by the Speaker at 11:00 a.m.

Prayer

The following prayer was offered by the Reverend Ricardo Daphnis of Fellowship Seventh-day Adventist Church of Tallahassee, upon invitation of Rep. Campbell:

Our Father, which art in heaven, hallowed be Thy name. We approach Your throne today to ask for Your guidance in the many decisions that have to be made. We need Your wisdom to guide us. Thy kingdom come, Thy will be done. As we look upon the poor, the suffering, and the disenfranchised, may we see Your face, hear Your voice, and touch Your soul. Give us this day our daily bread. As we receive from democracy's hand the prosperity in our own lives, may we never forget those who have yet to ascend its hill. And forgive us our debts as we forgive our debtors. May we be ever mindful that all have sinned and fallen short of Your glory, and as we seek to be understood, please give us the heart to understand. For Thine is the kingdom, the power, and the glory forever, and forever let us pursue this dream until all in our great state can experience the blessings that freedom brings to our world. We pray for Governor Rick Scott, Attorney General Pam Bondi, Jeff Atwater, Chief Financial Officer, and Adam Putnam, Commissioner of Agriculture, as they lead our state into the affairs of business. We also pray for Speaker Will Weatherford and all those present in this House of Representatives. We ask that You may have Your way today. Amen.

The following members were recorded present:

Session Vote Sequence: 559

Speaker Weatherford in the Chair.

Yeas—116

Adkins	Corcoran	Hill	Murphy
Ahern	Crisafulli	Holder	Nelson
Albritton	Cruz	Hood	Núñez
Antone	Cummings	Hooper	Oliva
Artiles	Danish	Hudson	O'Toole
Baxley	Davis	Hutson	Pafford
Berman	Diaz, J.	Ingram	Passidomo
Beshears	Diaz, M.	Jones, M.	Patronis
Bileca	Dudley	Jones, S.	Perry
Boyd	Eagle	Kerner	Peters
Bracy	Edwards	La Rosa	Pigman
Brodeur	Fitzenhagen	Lee	Pilon
Broxson	Fresen	Magar	Porter
Caldwell	Gaetz	Mayfield	Powell
Campbell	Gibbons	McBurney	Pritchett
Castor Dentel	Gonzalez	McGhee	Raburn
Clarke-Reed	Goodson	McKeel	Rader
Clelland	Grant	Metz	Rangel
Coley	Hager	Moraitis	Raschein
Combee	Harrell	Moskowitz	Raulerson

Ray	Rooney	Stafford	Van Zant
Reed	Rouson	Stark	Waldman
Rehwinkel Vasilinda	Santiago	Steube	Watson, B.
Renuart	Saunders	Stewart	Watson, C.
Richardson	Schenck	Taylor	Weatherford
Roberson, K.	Schwartz	Thurston	Wood
Rodriguez, R.	Slosberg	Tobia	Workman
Rodriguez, J.	Smith	Torres	Young
Rogers	Spano	Trujillo	Zimmermann

Nays—None

(A list of excused members appears at the end of the *Journal*.)

A quorum was present.

Pledge

The members, led by the following, pledged allegiance to the Flag: Reese Asher of Orlando at the invitation of the Speaker; Gigi Cammarato of Estero at the invitation of Rep. Caldwell; Chance Donaldson of Quincy at the invitation of Rep. Rehwinkel Vasilinda; David Gonzalez of Miami Lakes at the invitation of Rep. Oliva; Patrick Irvin, Jr. of North Miami at the invitation of Rep. Campbell; William Kasakevich of Tallahassee at the invitation of Rep. A. Williams; Sarah Lambert of Tallahassee at the invitation of Rep. Schwartz; Drew Lloyd of Thomasville, Georgia at the invitation of Rep. McBurney; and Jennaie Petit-Frere of Deerfield Beach at the invitation of Rep. Stark.

House Physician

The Speaker introduced Dr. Gregory Williams of Tallahassee, who served in the Clinic today upon invitation of Rep. Renuart.

Correction of the *Journal*

The *Journals* of April 3, April 4, April 7, and April 8 were corrected and approved as corrected.

Reports of Standing Committees and Subcommittees

Reports of the Rules & Calendar Committee

The Honorable Will Weatherford
Speaker, House of Representatives

April 7, 2014

Dear Mr. Speaker:

Your Rules & Calendar Committee herewith submits the Special Order for Wednesday, April 09, 2014. Consideration of the House bills on Special Orders shall include the Senate Companion measures on the House Calendar.

I. Consideration of the following bills:

- SB 2510 - Appropriations
Court-appointed Counsel
- SB 2514 - Appropriations
Bicycle and Pedestrian Ways
- CS/HB 609 - Civil Justice Subcommittee, Wood, & others
Article V Constitutional Convention
- HM 15 - Van Zant, Beshears, & others
Fair Tax Act of 2013
- SM 118 - Hays
National Retail Sales Tax
- HM 281 - Hill, Smith, & others
Keystone XL Pipeline
- CS/HM 261 - Judiciary Committee, Beshears, & others
Constitutional Convention/Single-Subject Requirement for
Federal Legislation
- CS/HB 59 - Criminal Justice Subcommittee, Ahern, & others
Offenses Against Unborn Children
- CS/HB 1047 - Health & Human Services Committee, Adkins, &
others
Termination of Pregnancies
- CS/CS/HB 209 - Judiciary Committee, Economic Development &
Tourism Subcommittee, & others
Carrying Concealed Weapon or Concealed Firearm
- CS/CS/HB 523 - Agriculture & Natural Resources Appropriations
Subcommittee, Business & Professional Regulation
Subcommittee, & others
Licensure to Carry a Concealed Weapon or Firearm
- CS/HB 525 - Business & Professional Regulation Subcommittee,
Grant, & others
Pub. Rec./Personal Identifying Information/Licensure to Carry
Concealed Weapon or Firearm
- CS/CS/HB 413 - Regulatory Affairs Committee, Insurance & Banking
Subcommittee, & others
Consumer Collection Practices
- CS/CS/HB 415 - Government Operations Subcommittee, Insurance &
Banking Subcommittee, & others
Pub. Rec./Investigations and Examinations by Office of Financial
Regulation
- HB 7167 - Education Appropriations Subcommittee, Fresen, & others
Educational Choice
- CS/HB 129 - Regulatory Affairs Committee, Raburn
Sinkhole Coverage
- CS/CS/HB 195 - Education Committee, Choice & Innovation
Subcommittee, & others
Education Data Privacy
- CS for CS for SB 188 - Judiciary, Education, & others
Education Data Privacy
- CS/HB 21 - Government Operations Subcommittee, Porter, & others
County Employees
- CS for SB 106 - Governmental Oversight and Accountability, Dean
County Employees
- CS/HB 99 - Criminal Justice Subcommittee, Edwards, & others
Controlled Substances
- CS for SB 360 - Appropriations, Bradley, & others
Sentencing for Controlled Substance Violations
- CS/HB 377 - Education Committee, Moraitis
Educational Facilities Financing
- CS/CS/HB 409 - Judiciary Committee, Criminal Justice
Subcommittee, & others
Offenses Against Vulnerable Persons
- CS/HB 939 - Finance & Tax Subcommittee, Stewart, & others
Bail Bond Premiums
- HB 559 - Metz, Gaetz, & others
Military Veterans
- CS/HB 697 - Criminal Justice Subcommittee, Ingram, & others
Controlled Substances
- CS/CS/HB 135 - Education Committee, Government Operations
Subcommittee, & others
Public Records & Public Meetings/Postsecondary Education
Executive Search
- CS/CS/HB 713 - Regulatory Affairs Committee, Business &
Professional Regulation Subcommittee, & others
Engineers
- CS/CS/HB 757 - Judiciary Committee, Civil Justice Subcommittee, &
others
Estates
- CS/CS/HB 595 - Government Operations Subcommittee, Civil Justice
Subcommittee, & others
Council on the Social Status of Black Men and Boys
- CS/CS/HB 1013 - Judiciary Committee, Criminal Justice
Subcommittee, & others
Court-Ordered Expunction of Criminal History Records
- HB 1049 - Raschein
Divers
- HB 23 - Rogers, Antone, & others
Canned or Perishable Food Distributed Free of Charge
- CS/HB 7081 - Appropriations Committee, Finance & Tax
Subcommittee, & others
Tax Administration
- CS/CS/HB 1029 - Justice Appropriations Subcommittee, Criminal
Justice Subcommittee, & others
Personal Identification Information Theft
- HB 7089 - Rulemaking Oversight & Repeal Subcommittee, Ray
Ratification of Rules/Department of Environmental Protection
- HB 7097 - Rulemaking Oversight & Repeal Subcommittee, Steube
Ratification of Rules/Office of Insurance Regulation
- HB 7145 - Rulemaking Oversight & Repeal Subcommittee, Gaetz
Ratification of Rules/Department of Health
- HB 7163 - Rulemaking Oversight & Repeal Subcommittee, Gaetz
Ratification of Rules/Department of Juvenile Justice

CS/HB 85 - Choice & Innovation Subcommittee, Lee, & others
Literacy Jump Start Pilot Project

A quorum was present in person, and a majority of those present agreed to the above Report.

Respectfully submitted,
Robert C. Schenck, Chair
Rules & Calendar Committee

On motion by Rep. Schenck, the above report was adopted.

Special Orders

SB 2510—A bill to be entitled An act relating to court-appointed counsel; amending s. 27.40, F.S.; eliminating the limited registry for private counsel willing to accept a flat fee; creating s. 27.401, F.S.; establishing the Cross-Circuit Conflict Representation Pilot Program in specified offices of the public defender and offices of criminal conflict and civil regional counsel; providing requirements for appointment of counsel in circuits and regions participating in the pilot program; requiring reports to be submitted by specified dates; requiring the Justice Administrative Commission to provide specified data; providing for future expiration of the pilot program; amending s. 27.5304, F.S.; increasing the statutory caps for certain flat fees in criminal cases; providing an effective date.

—was read the second time by title.

Representative McBurney offered the following:

(Amendment Bar Code: 338327)

Amendment 1 (with title amendment)—Remove everything after the enacting clause and insert:

TITLE AMENDMENT

Remove everything before the enacting clause and insert:

Rep. McBurney moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

SB 2514—A bill to be entitled An act relating to bicycle and pedestrian ways; amending s. 335.065, F.S.; authorizing the Department of Transportation to use appropriated funds for the establishment of a statewide system of interconnected multiuse trails; prioritizing projects for funding; requiring funded projects to be included in the department's work program; providing that the department is not responsible for or obligated to provide funds for the operation and maintenance of any such project; providing an effective date.

—was read the second time by title.

Representative Hooper offered the following:

(Amendment Bar Code: 704805)

Amendment 1 (with title amendment)—Remove everything after the enacting clause and insert:

TITLE AMENDMENT

Remove everything before the enacting clause and insert:

Rep. Hooper moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS/HB 609—A bill to be entitled An act relating to Article V constitutional conventions; creating s. 11.93, F.S.; providing a short title; creating s. 11.931, F.S.; providing for applicability; creating s. 11.932, F.S.; providing definitions; creating s. 11.933, F.S.; establishing qualifications of delegates and alternate delegates to an Article V constitutional convention; creating s. 11.9331, F.S.; providing for the appointment of delegates by the Legislature; creating s. 11.9332, F.S.; requiring majority vote approval in each chamber for the appointment of delegates; creating s. 11.9333, F.S.; authorizing the Legislature to recall a delegate and fill a vacancy; authorizing the presiding officers of the Legislature to call for a special legislative session to fill a vacancy; creating s. 11.9334, F.S.; establishing a legislative method for appointments and recalls; creating s. 11.9335, F.S.; providing for the reimbursement of delegates and alternate delegates for per diem and travel expenses; creating s. 11.9336, F.S.; requiring delegates and alternate delegates to execute a written oath of responsibilities; creating s. 11.9337, F.S.; providing for the filing of delegates' oaths and the issuance of commissions; creating s. 11.934, F.S.; providing for instructions to delegates and alternate delegates; creating s. 11.9341, F.S.; establishing duties of alternate delegates; creating s. 11.9342, F.S.; establishing circumstances under which a convention vote is declared void; creating s. 11.9343, F.S.; providing circumstances under which a delegate or alternate delegate's appointment is forfeited; creating s. 11.9344, F.S.; establishing circumstances under which the application to call an Article V convention ceases to be a continuing application and is deemed to have no effect; creating s. 11.9345, F.S.; providing penalties for a delegate or alternate delegate who votes or attempts to vote outside the scope of the Legislature's instructions or the limits of the call for a constitutional convention; creating ss. 11.935, 11.9351, and 11.9352, F.S.; establishing a delegate advisory group, its membership, duties, and responsibilities; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

HM 15 was taken up. On motion by Rep. Van Zant, the House agreed to substitute SM 118 for HM 15 and read SM 118 the second time by title. Under Rule 5.13, the House memorial was laid on the table.

SM 118—A memorial to the Congress of the United States, urging Congress to repeal all taxes on income and enact a national retail sales tax as specified in H.R. 25, the Fair Tax Act of 2013.

WHEREAS, our Founding Fathers, being mindful that history has demonstrated that income taxes give government too much power over citizens, specifically forbade such taxes in the Constitution of the United States, and

WHEREAS, Alexander Hamilton wrote in The Federalist No. 21 that "it is a signal advantage of taxes on articles of consumption, that they contain in their own nature a security against excess," and

WHEREAS, the current income tax system requires individual taxpayers to prepare annual tax returns using many complicated forms, causing innocent errors that are heavily punished, and

WHEREAS, the current income tax system actually penalizes marriage, and

WHEREAS, the federal income tax:

(1) Retards economic growth and has reduced the standard of living of the American public;

(2) Impedes the international competitiveness of United States industry;

(3) Reduces savings and investment in the United States by taxing income multiple times;

(4) Slows the capital formation necessary for real wages to steadily increase;

(5) Lowers productivity;

(6) Imposes unacceptable and unnecessary administrative and compliance costs on individual and business taxpayers;

(7) Is unfair and inequitable;

(8) Unnecessarily intrudes upon the privacy and civil rights of United States citizens;

(9) Hides the true costs of government by embedding taxes in the costs of everything that Americans buy;

(10) Is not being complied with at satisfactory levels and, therefore, raises the tax burden on law-abiding citizens; and

(11) Impedes upward social mobility, and

WHEREAS, federal payroll taxes, including social security and Medicare payroll taxes and self-employment taxes:

(1) Raise the cost of employment;

(2) Destroy jobs and cause unemployment; and

(3) Have a disproportionately adverse impact on lower-income Americans, and

WHEREAS, the federal estate and gift taxes:

(1) Force family businesses and farms to be sold by the family in order to pay taxes;

(2) Discourage capital formation and entrepreneurship;

(3) Foster the continued dominance of large enterprises over small family-owned companies and farms; and

(4) Impose unacceptably high tax-planning costs on small businesses and farms, and

WHEREAS, a broad-based national sales tax on goods and services purchased for final consumption:

(1) Is similar in many respects to the sales and use taxes that are authorized in 45 of the 50 states;

(2) Will promote savings and investment;

(3) Will promote fairness;

(4) Will promote economic growth;

(5) Will raise the standard of living;

(6) Will enhance productivity and international competitiveness;

(7) Will reduce administrative burdens on the American taxpayer;

(8) Will improve upward social mobility; and

(9) Will respect the privacy interests and civil rights of taxpayers, and

WHEREAS, Congress should consider when implementing the administration of a national sales tax that:

(1) Most of the practical experience in administering sales taxes is found at the state level;

(2) It is desirable to harmonize federal and state collection and enforcement efforts to the maximum extent possible;

(3) It is sound tax administration policy to foster administration and collection of the federal sales tax at the state level in return for a reasonable administration fee to the states; and

(4) A business that must collect and remit taxes should receive reasonable compensation for the cost of doing so, and

WHEREAS, the 16th Amendment to the United States Constitution should be repealed, NOW, THEREFORE,

Be It Resolved by the Legislature of the State of Florida:

That the Legislature of the State of Florida, with all due respect, does hereby urge the United States Congress to enact H.R. 25, the Fair Tax Act of 2013, which eliminates the personal income tax, the alternative minimum tax, the inheritance tax, the gift tax, the capital gains tax, the corporate income tax, the self-employment tax, and the employee and employer payroll tax and replaces them with a national retail sales tax.

BE IT FURTHER RESOLVED that copies of this memorial be dispatched to the President of the United States, to the President of the United States Senate, to the Speaker of the United States House of Representatives, and to each member of the Florida delegation to the United States Congress.

—was read the second time by title. On motion by Rep. Van Zant, the memorial was adopted and, under Rule 11.7(i), immediately certified to the Senate.

HM 281—A memorial to the President of the United States, urging the President to issue final approval for construction and completion of the Keystone XL pipeline project.

WHEREAS, Floridians consume approximately 26 million gallons of gasoline and diesel fuel daily and approximately 9.5 billion gallons of gasoline and diesel fuel annually, and

WHEREAS, across party lines, Floridians have long recognized the dependence of the state's tourism and agricultural economy on access to reliable and affordable petroleum products, and

WHEREAS, many other Florida industries, including fertilizer, agrochemical, plastic, manufacturing, bakeries, juice processing, pulp and paper, road construction, metals, restaurants, and grocery stores, are heavily dependent on access to reliable and affordable petroleum products to transport goods, and

WHEREAS, Gulf state refineries produce the vast majority of the gasoline and diesel fuel crude oil delivered and consumed in Florida, and

WHEREAS, the Keystone XL pipeline will be capable of transporting more than 800,000 barrels of crude oil per day to 57 Gulf state refineries, and

WHEREAS, the crude oil transported through the Keystone XL pipeline could replace oil from unstable regions of the world with oil from Canada, a friendly and historically reliable neighbor and our principal source of imported crude oil, and

WHEREAS, according to the United States Department of Transportation Pipeline and Hazardous Material Safety Administration, pipelines are one of the safest and most cost-effective means to transport petroleum products, and

WHEREAS, the Keystone XL pipeline could reduce the large numbers of tankers and barges carrying crude oil through the Straits of Florida and across the Gulf of Mexico, and

WHEREAS, the Keystone XL pipeline will not encounter the disruptions experienced by tankers and barges delivering crude oil to Gulf state refineries during hurricanes in the Gulf of Mexico, thus enhancing Florida's energy security during emergencies, and

WHEREAS, the southern portion of the Keystone XL pipeline has already been approved and construction is proceeding, and

WHEREAS, according to the United States Department of State, construction of the United States portion of the Keystone XL pipeline is a \$3.3 billion project that will create thousands of American jobs, and

WHEREAS, the Keystone XL pipeline project has been subject to the most thorough public consultation process of any proposed United States pipeline, and

WHEREAS, according to the Supplementary Environmental Impact Statement issued by the United States Department of State, multiple environmental impact statements and studies have concluded that the Keystone XL pipeline poses the least impact to the environment and is much safer than other modes of transporting crude oil, and

WHEREAS, the Keystone XL pipeline project has received bipartisan support in the United States Congress, including a letter to the President signed by 53 Senators urging the President to support the pipeline, and

WHEREAS, a recent Pew Research Center survey has found that two-thirds of Americans support the Keystone XL pipeline project, NOW, THEREFORE,

Be It Resolved by the Legislature of the State of Florida:

That the President of the United States is strongly urged to issue final approval for construction and completion of the Keystone XL pipeline project.

BE IT FURTHER RESOLVED that copies of this memorial be dispatched to the President of the United States, to the President of the United States Senate, to the Speaker of the United States House of Representatives, and to each member of the Florida delegation to the United States Congress.

—was read the second time by title. On motion by Rep. Hill, the memorial was adopted and, under Rule 11.7(i), immediately certified to the Senate.

CS/HM 261—A memorial to the Congress of the United States, applying to Congress to call a convention for the purpose of proposing an amendment to

the Constitution of the United States to provide that every law enacted by Congress shall embrace only one subject, which shall be clearly expressed in its title.

WHEREAS, each measure before a legislative body should pass on its own merits without depending on legislative support for other unrelated measures to achieve the required number of votes for passage, and

WHEREAS, a single-subject constitutional provision addresses this concern by prohibiting a legislative body from enacting a law that embraces more than one subject, and

WHEREAS, 41 of the 50 states, including Florida, have a single-subject provision in their respective state constitutions, and the legislatures and citizens of these states have benefited from a single-subject requirement, and

WHEREAS, the Constitution of the United States is the supreme law of the United States of America, touching the lives of every citizen in the several states, but is missing this important provision, and

WHEREAS, our great country is deep in debt and Congress is currently searching for a solution, and

WHEREAS, a federal single-subject amendment would provide the means to limit pork barrel spending, control the phenomenon of legislating through riders, limit omnibus legislation produced by logrolling, prevent public surprise, and increase the institutional accountability of Congress and its members, and

WHEREAS, it is Florida's hope and desire that Congress will be able to conduct its business in a more productive, efficient, transparent, and less acrimonious way with a single-subject requirement, and

WHEREAS, Article V of the Constitution of the United States makes provision for amending the Constitution on the application of the legislatures of two-thirds of the several states, calling a convention for proposing amendments that shall be valid to all intents and purposes if ratified by the legislatures of three-fourths of the several states or by conventions in three-fourths thereof, as the one or the other mode of ratification may be proposed by Congress, NOW, THEREFORE,

Be It Resolved by the Legislature of the State of Florida:

(1) That the Legislature of the State of Florida, with all due respect, does hereby make application to the Congress of the United States pursuant to Article V of the Constitution of the United States to call a convention for the sole purpose of proposing an amendment to the Constitution of the United States to provide that Congress shall pass no bill, and no bill shall become law, which embraces more than one subject, that subject to be clearly expressed in the bill's title.

(2) That this memorial is revoked and withdrawn, nullified, and superseded to the same effect as if it had never been passed, and be retroactive to the date of passage, if it is used for the purpose of calling a convention or used in support of conducting a convention to amend the Constitution of the United States for any purpose other than requiring that every law enacted by Congress embrace only one subject, which shall be clearly expressed in the title.

(3) That this application constitutes a continuing application in accordance with Article V of the Constitution of the United States until the legislatures of at least two-thirds of the states have made applications on the same subject.

BE IT FURTHER RESOLVED that copies of this memorial be dispatched to the President of the United States, to the President of the United States Senate, to the Speaker of the United States House of Representatives, and to each member of the Florida delegation to the United States Congress.

—was read the second time by title. On motion by Rep. Beshears, the memorial was adopted and, under Rule 11.7(i), immediately certified to the Senate.

CS/HB 59—A bill to be entitled An act relating to offenses against unborn children; providing a short title; amending s. 775.021, F.S.; providing a rule of construction that a person who engages in conduct that violates any provision of the Florida Criminal Code or of a criminal offense defined by another statute and causes the death of, or bodily injury to, an unborn child commits

a separate offense if such an offense is not otherwise specifically provided for; providing for criminal penalties for such an offense; specifying that certain types of knowledge or intent are not necessary for such an offense; providing exceptions; providing a definition; amending s. 316.193, 435.04, 782.071, 782.09, and 921.0022, F.S.; defining and substituting the term "unborn child" for similar terms used in provisions relating to driving under the influence, employment background screening standards, vehicular homicide, the killing of an unborn quick child by injury to the child's mother; and the offense severity ranking chart of the Criminal Punishment Code, respectively; conforming terminology; providing an effective date.

—was read the second time by title.

SPEAKER PRO TEMPORE IN THE CHAIR

Representative Castor Dentel offered the following:

(Amendment Bar Code: 848603)

Amendment 1 (with title amendment)—Remove everything after the enacting clause and insert:

Section 1. Subsection (5) is added to section 775.021, Florida Statutes, to read:

775.021 Rules of construction.—

(5) Except as otherwise provided by law, the penalty for a felony or misdemeanor offense committed against a pregnant woman may be enhanced as provided in this subsection. The penalty enhancement only affects the applicable statutory maximum penalty. The enhancement may be as follows:

(a) A misdemeanor of the second degree may be punished as if it were a misdemeanor of the first degree.

(b) A misdemeanor of the first degree may be punished as if it were a felony of the third degree.

(c) A felony of the third degree may be punished as if it were a felony of the second degree.

(d) A felony of the second degree may be punished as if it were a felony of the first degree.

(e) A felony of the first degree may be punished as if it were a life felony.

Section 2. This act shall take effect October 1, 2014.

TITLE AMENDMENT

Remove everything before the enacting clause and insert:

A bill to be entitled

An act relating to offenses against pregnant women; amending s. 775.021, F.S.; providing for enhancement of the applicable statutory maximum penalty for an offense committed against a pregnant woman; providing an effective date.

Rep. Castor Dentel moved the adoption of the amendment. Subsequently, the amendment was withdrawn.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS/HB 1047—A bill to be entitled An act relating to the termination of pregnancies; amending s. 390.011, F.S.; defining the terms "reasonable medical judgment," "standard medical measure," and "viability"; amending s. 390.0111, F.S.; revising the circumstances under which a pregnancy in the third trimester may be terminated; providing the standard of medical care for the termination of a pregnancy during the third trimester; providing criminal penalties for a violation of s. 390.01112, F.S.; authorizing administrative discipline for a violation of s. 390.01112, F.S., by certain licensed professionals; creating s. 390.01112, F.S.; prohibiting the termination of a viable fetus; providing exceptions; requiring a physician to perform certain examinations to determine the viability of a fetus; providing the standard of care for the termination of a viable fetus; amending s. 797.03, F.S.; prohibiting an abortion of a viable fetus outside of a hospital; providing for severability; providing for a contingent future repeal and reversion of law; providing an effective date.

—was read the second time by title.

THE SPEAKER IN THE CHAIR

Representative Castor Dentel offered the following:

(Amendment Bar Code: 130997)

Amendment 1 (with directory and title amendments)—Between lines 101 and 102, insert:

(15) PRENATAL CARE.—For every fetus that reaches viability which could have been terminated, the state shall provide prenatal care to ensure the health and well-being of the unborn child.

DIRECTORY AMENDMENT

Remove line 46 and insert:

390.0111, Florida Statutes, are amended, and subsection (15) is added to that section, to read:

TITLE AMENDMENT

Remove line 13 and insert:

professionals; requiring the state to provide prenatal care in certain circumstances; creating s. 390.01112, F.S.;

Rep. Castor Dentel moved the adoption of the amendment. Subsequently, **Amendment 1** was withdrawn.

Representative Jones, M. offered the following:

(Amendment Bar Code: 127941)

Amendment 2 (with directory and title amendments)—Between lines 101 and 102, insert:

(15) SUBSTANTIAL AND IRREVERSIBLE PHYSICAL IMPAIRMENT.—A woman who has been denied access to an abortion due to the prohibitions in subsection (1) and s. 390.01112 and suffers substantial and irreversible physical impairment of a major bodily function resulting from the pregnancy shall be eligible for Medicaid coverage of any costs of the impairment not paid by her insurance plan.

DIRECTORY AMENDMENT

Remove line 46 and insert:

390.0111, Florida Statutes, are amended, and subsection (15) is added to that section, to read:

TITLE AMENDMENT

Remove line 13 and insert:

professionals; providing Medicaid eligibility for a woman who is denied access to an abortion and suffers substantial and irreversible impairment; creating s. 390.01112, F.S.;

Rep. M. Jones moved the adoption of the amendment. Subsequently, **Amendment 2** was withdrawn.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS/CS/HB 209—A bill to be entitled An act relating to carrying a concealed weapon or a concealed firearm; amending s. 790.01, F.S.; providing an exemption from criminal penalties for carrying a concealed weapon or a concealed firearm when complying with a mandatory evacuation order during a declared state of emergency; providing an effective date.

Rep. Moskowitz moved that a late-filed amendment be allowed for consideration, which was not agreed to by the required two-thirds vote.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/CS/HB 523—A bill to be entitled An act relating to licensure to carry a concealed weapon or firearm; amending s. 790.06, F.S.; authorizing an applicant for a license to carry a concealed weapon or firearm to submit the application to an appointed tax collector; creating s. 790.0625, F.S.; defining terms; authorizing the Department of Agriculture and Consumer Services to appoint tax collectors to accept applications for new or renewal licenses to carry a concealed weapon or firearm on behalf of the Division of Licensing of the Department of Agriculture and Consumer Services; requiring a tax collector seeking appointment to submit a written request to the division; providing requirements for the request; requiring the division and an appointed tax collector to enter into a memorandum of understanding; authorizing the department or the division to rescind a memorandum of understanding at any time; providing that certain personal identifying information of applicants for licensure is confidential and exempt; establishing license fees for new and renewal applications; requiring an appointed tax collector to remit fees to the department; prohibiting a tax collector from maintaining a list or record of concealed weapon or firearm licensees or applicants; prohibiting a person from processing a concealed weapon or firearm application for a fee or compensation unless he or she has been appointed by the department to do so; providing for criminal penalties; providing an appropriation and authorizing positions; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/HB 525—A bill to be entitled An act relating to public records; amending s. 790.0601, F.S.; providing an exemption from public records requirements for certain personal identifying information held by the tax collector when an individual applies for a license to carry a concealed weapon or firearm pursuant to s. 790.06, F.S.; providing for retroactive application of the exemption; providing for disclosure of such information under specified conditions; providing for legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/CS/HB 413—A bill to be entitled An act relating to consumer collection practices; amending s. 559.55, F.S.; reordering and revising definitions; amending s. 559.553, F.S.; deleting a provision entitling prospective consumer collection agency registrants to registration when specified conditions are met; creating s. 559.554, F.S.; providing powers and duties of the Office of Financial Regulation and the Financial Services Commission; authorizing the commission to adopt rules; requiring fees, charges, and fines to be deposited in a specified trust fund; creating s. 559.5541, F.S.; authorizing the office to make investigations or examinations to determine violations of specified provisions; amending s. 559.555, F.S.; revising registration procedures and application requirements for consumer collection agencies; requiring applicants and certain registrants to submit fingerprints; providing that registrations are not transferable or assignable; requiring consumer collection agencies to report changes in specified information within a specified period; providing registration renewal and fingerprint retention fees; providing for applicability to registration renewals for registrants initially registered before a specified date; creating s. 559.5551, F.S.; providing notification requirements for consumer collection agencies; authorizing the office to bring an administrative action under certain circumstances; amending s. 559.565, F.S.; conforming a cross-reference; amending s. 559.730, F.S.; providing grounds for disciplinary action;

providing penalties; providing grounds for an immediate suspension of a consumer collection agency registration; providing grounds to deny a request to terminate a registration and to withdraw a registration application; providing an effective date.

—was read the second time by title.

Representative Santiago offered the following:

(Amendment Bar Code: 307575)

Amendment 1—Remove lines 270-285 and insert:
national criminal history background check must be conducted through the Federal Bureau of Investigation.

3. All fingerprints submitted to the Department of Law Enforcement must be submitted electronically and entered into the statewide automated biometric identification system established in s. 943.05(2)(b) and available for use in accordance with s. 943.05(2)(g) and (h). The office shall pay an annual fee to the Department of Law Enforcement to participate in the system and inform the Department of Law Enforcement of any person whose fingerprints are no longer required to be retained.

4. The costs of fingerprint processing, including the cost of retaining the fingerprints, shall be borne by the person subject to the background check.

5. The office is responsible for reviewing the results of the state and national criminal history background checks and

Rep. Santiago moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS/CS/HB 415—A bill to be entitled An act relating to public records; creating s. 559.5558, F.S.; providing an exemption from public records requirements for information collected in connection with investigations and examinations by the Office of Financial Regulation of the Financial Services Commission; providing a definition; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

The absence of a quorum was suggested. A quorum was present [Session Vote Sequence: 560].

Election of Rep. Eric Eisnaugle

The Department of State notified the Clerk of the House that Rep. Eric Eisnaugle has been elected on April 8, 2014, in a special general election, as a member of the House of Representatives from District 44, replacing Rep. Stephen L. "Steve" Precourt, who resigned on January 9, 2014.

Motion

Rep. Crisafulli moved, pursuant to Article III, Section 2 of the Constitution of the State of Florida, that the House being the sole determiner of the qualification and seating of its members that the House find and declare that Eric Eisnaugle had been duly elected to the House of Representatives and is a qualified member of the House of Representatives upon taking the Oath of Office. The motion was agreed to.

Oath of Office Administered

The Speaker introduced Rep. Eric Eisnaugle and invited him to the well for the administration of the Oath of Office.

Chief Justice Ricky Polston of the Florida Supreme Court administered the Oath of Office to Rep. Eisnaugle on the floor of the Chamber in the presence of his peers.

The Speaker welcomed Rep. Eisnaugle to the Florida House of Representatives and recognized him for brief remarks from the well.

Committee and Subcommittee Assignments

The Speaker advised that he had appointed Rep. Eisnaugle to the following committees and subcommittees: Higher Education & Workforce Subcommittee, Judiciary Committee, Civil Justice Subcommittee, Energy & Utilities Subcommittee, and Select Committee on Gaming.

Special Orders

HB 7167—A bill to be entitled An act relating to educational choice; amending s. 213.053, F.S.; authorizing the Department of Revenue to provide a copy of a letter approving a taxpayer or dealer for a specified tax credit; amending s. 1002.395, F.S.; revising definitions; revising eligibility requirements for the Florida Tax Credit Scholarship Program; revising the cap on the amount of tax credits that may be approved annually under the program; requiring the Department of Revenue to publish the cap on its website; requiring the Department of Revenue to provide a copy of a letter approving a taxpayer for a specified tax credit to the eligible nonprofit scholarship-funding organization; authorizing certain entities to convey, transfer, or assign certain tax credits; providing for the calculation of underpayment of estimated corporate income taxes and tax installment payments for taxes on insurance premiums and assessments and the determination of whether penalties or interest shall be imposed for such underpayment; revising the disqualifying offenses for nonprofit scholarship-funding organization owners and operators; revising priority for new applicants; authorizing the use of certain contributions by nonprofit scholarship-funding organizations for professional development; requiring nonprofit scholarship-funding organizations to maintain a surety bond or letter of credit and to adjust the bond or letter of credit quarterly based upon a statement from a certified public accountant; providing an exception; requiring parental authorization for access to income eligibility information; revising limitations on annual scholarship amounts; providing for reductions in scholarship amounts based on household income; providing initial and renewal application requirements and an approval process for nonprofit scholarship-funding organizations; requiring the State Board of Education to adopt rules; creating s. 1002.411, F.S.; establishing the Florida Personal Learning Scholarship Account Program; providing definitions; providing student eligibility criteria for receipt of a Florida Personal Learning Scholarship Account; providing parent and student responsibilities for program participation; specifying allowable expenditures of account funds; requiring an annual evaluation of each participating student's educational progress and school district review of the evaluation; specifying that parents are responsible for procuring educational services for a participating student; specifying that school districts are not obligated to provide a free appropriate public education for participating students; prohibiting participating students from having multiple accounts or participating in school choice scholarship programs; authorizing a nonprofit scholarship-funding organization to establish accounts for eligible students; specifying duties of nonprofit scholarship-funding organizations for administration and funding of accounts, annual audits, and quarterly reporting; specifying Department of Education duties regarding approved service providers, oversight of nonprofit scholarship-funding organizations, investigation and adjudication of complaints, and reporting by nonprofit scholarship-funding organizations; specifying school district duties regarding initial evaluations and individual educational plan development and review; providing a calculation for funding accounts; requiring school districts to report participating students to the Department of Education for funding; requiring quarterly transfer of funds by the department to nonprofit scholarship-funding organizations; providing for the carryforward of funds remaining in an account at the end of a fiscal year; specifying the conditions under which an account is terminated and providing for the reversion of funds; exempting the state from liability regarding the award or use of accounts; requiring rulemaking; amending s.

1003.01, F.S.; revising the definition of the term "regular school attendance" to add participation in the Florida Personal Learning Scholarship Account Program; amending s. 11.45, F.S.; authorizing the Auditor General to conduct audits of the accounts and records of nonprofit scholarship-funding organizations participating in the Florida Personal Learning Scholarship Account Program; repealing s. 1003.438, F.S., relating to special high school graduation requirements for certain exceptional students; amending s. 120.81, F.S.; correcting cross-references; providing an effective date.

—was read the second time by title.

REPRESENTATIVE HOOPER IN THE CHAIR

Representative Diaz, M. offered the following:

(Amendment Bar Code: 201689)

Amendment 1 (with title amendment)—Remove lines 198-318 and insert:

(5) SCHOLARSHIP FUNDING TAX CREDITS; LIMITATIONS.—

(a)1. The tax credit cap amount is \$229 million in the 2012-2013 state fiscal year.

2. In the 2013-2014 state fiscal year and each state fiscal year thereafter, the tax credit cap amount is the tax credit cap amount in the prior state fiscal year. However, in any state fiscal year when the annual tax credit amount for the prior state fiscal year is equal to or greater than 90 percent of the tax credit cap amount applicable to that state fiscal year, the tax credit cap amount shall increase by 25 percent. The department shall publish on its website information identifying the tax credit cap amount when it is increased pursuant to this subparagraph.

(b) A taxpayer may submit an application to the department for a tax credit or credits under one or more of s. 211.0251, s. 212.1831, s. 220.1875, s. 561.1211, or s. 624.51055.

1. The taxpayer shall specify in the application each tax for which the taxpayer requests a credit and the applicable taxable year for a credit under s. 220.1875 or s. 624.51055 or the applicable state fiscal year for a credit under s. 211.0251, s. 212.1831, or s. 561.1211. The department shall approve tax credits on a first-come, first-served basis and must obtain the division's approval before ~~prior to~~ approving a tax credit under s. 561.1211.

2. Within 10 days after approving an application, the department shall provide a copy of its approval letter to the eligible nonprofit scholarship-funding organization specified by the taxpayer in the application.

(c) If a tax credit approved under paragraph (b) is not fully used within the specified state fiscal year for credits under s. 211.0251, s. 212.1831, or s. 561.1211 or against taxes due for the specified taxable year for credits under s. 220.1875 or s. 624.51055 because of insufficient tax liability on the part of the taxpayer, the unused amount may be carried forward for a period not to exceed 5 years. However, any taxpayer that seeks to carry forward an unused amount of tax credit must submit an application to the department for approval of the carryforward tax credit in the year that the taxpayer intends to use the carryforward. The department must obtain the division's approval prior to approving the carryforward of a tax credit under s. 561.1211.

(d) A taxpayer may not convey, assign, or transfer an approved tax credit or a carryforward tax credit to another entity unless all of the assets of the taxpayer are conveyed, assigned, or transferred in the same transaction. However, a tax credit under s. 211.0251, s. 212.1831, s. 220.1875, s. 561.1211, or s. 624.51055 may be conveyed, transferred, or assigned between members of an affiliated group of corporations if the type of tax credit under s. 211.0251, s. 212.1831, s. 220.1875, s. 561.1211, or s. 624.51055 remains the same. A taxpayer must notify the department of its intent to convey, transfer, or assign a tax credit to another member within an affiliated group of corporations. The amount conveyed, transferred, or assigned is available to another member of the affiliated group of corporations upon approval by the department. The department must obtain the division's approval before approving a conveyance, transfer, or assignment of a tax credit under s. 561.1211.

(e) Within any state fiscal year, a taxpayer may rescind all or part of a tax credit approved under paragraph (b). The amount rescinded shall become available for that state fiscal year to another eligible taxpayer as approved by the department if the taxpayer receives notice from the department that the rescindment has been accepted by the department. The department must obtain the division's approval prior to accepting the rescindment of a tax credit under s. 561.1211. Any amount rescinded under this paragraph shall become available to an eligible taxpayer on a first-come, first-served basis based on tax credit applications received after the date the rescindment is accepted by the department.

(f) For purposes of calculating the underpayment of estimated corporate income taxes pursuant to s. 220.34 and tax installment payments for taxes on insurance premiums or assessments under s. 624.5092, the final amount due is the amount after credits earned under s. 220.1875 or s. 624.51055 for contributions to eligible nonprofit scholarship-funding organizations are deducted.

1. For purposes of determining if a penalty or interest shall be imposed for underpayment of estimated corporate income tax pursuant to s. 220.34(2)(d)1., a taxpayer may, after earning a credit under s. 220.1875, reduce the following estimated payment in that taxable year by the amount of the credit. This subparagraph applies to contributions made on or after July 1, 2014.

2. For purposes of determining if a penalty under s. 624.5092 shall be imposed, an insurer may, after earning a credit under s. 624.51055, reduce the following installment payment of 27 percent of the amount of the net tax due as reported on the return for the preceding year under s. 624.5092(2)(b) by the amount of the credit. This subparagraph applies to contributions made on or after July 1, 2014.

TITLE AMENDMENT

Remove lines 8-11 and insert:
Scholarship Program; requiring the

Rep. M. Diaz moved the adoption of the amendment, which was adopted.

Representative Stafford offered the following:

(Amendment Bar Code: 147823)

Amendment 2—Remove lines 471-474 and insert:
schools. Administrative expenses may not be used for recruiting students into the program and no more than one-third of the funds authorized for administrative expenses under this subparagraph may be used for expenses related to the recruitment of contributions from taxpayers.

Rep. Stafford moved the adoption of the amendment.

Representative Stafford offered the following:

(Amendment Bar Code: 571301)

Substitute Amendment 2—Remove lines 471-474 and insert:
schools. Administrative expenses may not be used for recruiting students into the program or No more than one-third of the funds authorized for administrative expenses under this subparagraph may be used for expenses related to the recruitment of contributions from taxpayers.

Rep. Stafford moved the adoption of the substitute amendment, which failed of adoption. The vote was:

Session Vote Sequence: 561

Representative Hooper in the Chair.

Yeas—42

Antone
Berman
Bracy
Campbell

Castor Dentel
Clarke-Reed
Cruz
Danish

Dudley
Edwards
Gibbons
Jones, M.

Jones, S.
Kerner
Lee
McGhee

Moskowitz	Reed	Schwartz	Torres
Murphy	Rehwinkel Vasilinda	Slosberg	Waldman
Pafford	Richardson	Stafford	Watson, B.
Powell	Rodriguez, J.	Stark	Watson, C.
Pritchett	Rogers	Stewart	Zimmermann
Rader	Rouson	Taylor	
Rangel	Saunders	Thurston	

Nays—67

Adkins	Diaz, J.	Mayfield	Ray
Ahern	Diaz, M.	McBurney	Renuart
Albritton	Eagle	McKeel	Roberson, K.
Artiles	Fitzenhagen	Metz	Rodrigues, R.
Baxley	Fresen	Moraitis	Rooney
Beshears	Gaetz	Núñez	Santiago
Bileca	Gonzalez	Oliva	Schenck
Boyd	Goodson	O'Toole	Smith
Brodeur	Hager	Passidomo	Spano
Broxson	Holder	Patronis	Steube
Caldwell	Hood	Perry	Tobia
Coley	Hooper	Pigman	Trujillo
Combee	Hudson	Pilon	Van Zant
Corcoran	Hutson	Porter	Weatherford
Crisafulli	Ingram	Raburn	Wood
Cummings	La Rosa	Raschein	Young
Davis	Magar	Raulerson	

Votes after roll call:

Yeas—Clelland, Fullwood

Nays—Hill, Peters

The question recurred on the adoption of **Amendment 2**, which failed of adoption. The vote was:

Session Vote Sequence: 562

Representative Hooper in the Chair.

Yeas—43

Antone	Gibbons	Rader	Stafford
Berman	Jones, M.	Rangel	Stark
Bracy	Jones, S.	Reed	Stewart
Campbell	Kerner	Rehwinkel Vasilinda	Taylor
Castor Dentel	Lee	Richardson	Thurston
Clarke-Reed	McGhee	Rodriguez, J.	Torres
Clelland	Moskowitz	Rogers	Waldman
Cruz	Murphy	Rouson	Watson, B.
Danish	Pafford	Saunders	Watson, C.
Dudley	Powell	Schwartz	Zimmermann
Edwards	Pritchett	Slosberg	

Nays—69

Adkins	Diaz, M.	Mayfield	Renuart
Ahern	Eagle	McBurney	Roberson, K.
Albritton	Eisnaugle	McKeel	Rodrigues, R.
Artiles	Fitzenhagen	Metz	Rooney
Baxley	Fresen	Moraitis	Santiago
Beshears	Gaetz	Núñez	Schenck
Bileca	Gonzalez	Oliva	Smith
Boyd	Goodson	O'Toole	Spano
Brodeur	Hager	Passidomo	Steube
Broxson	Hill	Patronis	Tobia
Caldwell	Holder	Perry	Trujillo
Coley	Hood	Pigman	Van Zant
Combee	Hooper	Pilon	Weatherford
Corcoran	Hudson	Porter	Wood
Crisafulli	Hutson	Raburn	Young
Cummings	Ingram	Raschein	
Davis	La Rosa	Raulerson	
Diaz, J.	Magar	Ray	

Votes after roll call:

Yeas—Fullwood

Nays—Peters

Representative Danish offered the following:

(Amendment Bar Code: 809037)

Amendment 3 (with directory amendment)—Between lines 596 and 597, insert:

(d) Employ or contract with Florida teachers who are certified under s. 1012.56 and have regular and direct contact with each student receiving a scholarship under this section at the school's physical location.

DIRECTORY AMENDMENT

Remove line 114 and insert:

(3), subsection (5), subsection (6), paragraphs (d) and (e) of subsection

Rep. Danish moved the adoption of the amendment, which failed of adoption. The vote was:

Session Vote Sequence: 563

Representative Hooper in the Chair.

Yeas—43

Antone	Gibbons	Pritchett	Stafford
Berman	Goodson	Rader	Stark
Bracy	Jones, M.	Rangel	Stewart
Campbell	Jones, S.	Reed	Taylor
Castor Dentel	Kerner	Rehwinkel Vasilinda	Thurston
Clarke-Reed	Lee	Richardson	Torres
Clelland	McGhee	Rodriguez, J.	Waldman
Cruz	Moskowitz	Rouson	Watson, B.
Danish	Murphy	Saunders	Watson, C.
Dudley	Pafford	Schwartz	Zimmermann
Edwards	Powell	Slosberg	

Nays—68

Adkins	Diaz, J.	Mayfield	Ray
Ahern	Diaz, M.	McBurney	Renuart
Albritton	Eagle	McKeel	Roberson, K.
Artiles	Eisnaugle	Metz	Rodrigues, R.
Baxley	Fitzenhagen	Moraitis	Rooney
Beshears	Fresen	Nelson	Santiago
Bileca	Gaetz	Núñez	Schenck
Boyd	Gonzalez	Oliva	Smith
Brodeur	Hill	O'Toole	Spano
Broxson	Holder	Passidomo	Steube
Caldwell	Hood	Patronis	Tobia
Coley	Hooper	Perry	Trujillo
Combee	Hudson	Pigman	Van Zant
Corcoran	Hutson	Pilon	Weatherford
Crisafulli	Ingram	Porter	Wood
Cummings	La Rosa	Raburn	Workman
Davis	Magar	Raschein	Young

Votes after roll call:

Yeas—Fullwood, Rogers

Nays—Hager, Peters

Representative Castor Dentel offered the following:

(Amendment Bar Code: 070355)

Amendment 4 (with directory and title amendments)—Between lines 608 and 609, insert:

(f) Comply with all testing requirements under s. 1008.22 and participate in the school grading system created by s. 1008.34.

DIRECTORY AMENDMENT

Remove line 120 and insert:

added to subsection (7), paragraph (f) is added to subsection (8), and subsection (16) is added to that

TITLE AMENDMENT

Remove line 33 and insert:

information; requiring eligible private schools to comply with specified testing requirements and participate in the school grading system; revising limitations on annual

Rep. Castor Dentel moved the adoption of the amendment, which failed of adoption. The vote was:

Session Vote Sequence: 564

Representative Hooper in the Chair.

Yeas—44

Antone	Gibbons	Pritchett	Slosberg
Berman	Goodson	Rader	Stafford
Bracy	Jones, M.	Rangel	Stark
Castor Dentel	Jones, S.	Reed	Stewart
Clarke-Reed	Kerner	Rehwinkel Vasilinda	Taylor
Clelland	Lee	Richardson	Thurston
Cruz	McGhee	Rodriguez, J.	Torres
Danish	Moskowitz	Rogers	Waldman
Dudley	Murphy	Rouson	Watson, B.
Edwards	Pafford	Saunders	Watson, C.
Gaetz	Powell	Schwartz	Zimmermann

Nays—66

Adkins	Diaz, J.	Mayfield	Ray
Ahern	Diaz, M.	McBurney	Roberson, K.
Albritton	Eagle	McKeel	Rodriguez, R.
Artiles	Eisnaugle	Metz	Rooney
Baxley	Fitzenhagen	Moraitis	Santiago
Beshears	Fresen	Nuñez	Schenck
Bileca	Gonzalez	Oliva	Smith
Boyd	Hager	O'Toole	Spano
Brodeur	Hill	Passidomo	Steube
Broxson	Holder	Patronis	Tobia
Caldwell	Hood	Perry	Trujillo
Coley	Hooper	Peters	Van Zant
Combee	Hudson	Pigman	Weatherford
Corcoran	Hutson	Pilon	Wood
Crisafulli	Ingram	Porter	Young
Cummings	La Rosa	Raburn	
Davis	Magar	Raschein	

Votes after roll call:

Yeas—Fullwood
Nays—Campbell

Representative Clarke-Reed offered the following:

(Amendment Bar Code: 668809)

Amendment 5 (with directory and title amendments)—Between lines 608 and 609, insert:

(f) Teach a curriculum consistent with the Next Generation Sunshine State Standards as defined in s. 1000.21 or any curriculum that replaces such standards.

DIRECTORY AMENDMENT

Remove line 120 and insert:
added to subsection (7), paragraph (f) is added to subsection (8), and subsection (16) is added to that

TITLE AMENDMENT

Remove line 33 and insert:
information; requiring eligible private schools to teach a curriculum consistent with certain standards; revising limitations on annual

Rep. Clarke-Reed moved the adoption of the amendment, which failed of adoption. The vote was:

Session Vote Sequence: 565

Representative Hooper in the Chair.

Yeas—42

Antone	Goodson	Rader	Stark
Berman	Jones, M.	Rangel	Stewart
Bracy	Jones, S.	Reed	Taylor
Castor Dentel	Kerner	Rehwinkel Vasilinda	Thurston
Clarke-Reed	Lee	Richardson	Torres
Clelland	McGhee	Rodriguez, J.	Waldman
Cruz	Moskowitz	Rouson	Watson, B.
Danish	Murphy	Saunders	Watson, C.
Dudley	Pafford	Schwartz	Zimmermann
Edwards	Powell	Slosberg	
Gibbons	Pritchett	Stafford	

Nays—71

Adkins	Diaz, M.	Mayfield	Ray
Ahern	Eagle	McBurney	Renuart
Albritton	Eisnaugle	McKeel	Roberson, K.
Artiles	Fitzenhagen	Metz	Rodriguez, R.
Baxley	Fresen	Moraitis	Rooney
Beshears	Gaetz	Nelson	Santiago
Bileca	Grant	Nuñez	Schenck
Boyd	Hager	Oliva	Smith
Brodeur	Harrell	O'Toole	Spano
Broxson	Hill	Passidomo	Steube
Caldwell	Holder	Patronis	Tobia
Coley	Hood	Perry	Trujillo
Combee	Hooper	Peters	Van Zant
Corcoran	Hudson	Pigman	Weatherford
Crisafulli	Hutson	Pilon	Wood
Cummings	Ingram	Porter	Workman
Davis	La Rosa	Raburn	Young
Diaz, J.	Magar	Raschein	

Votes after roll call:

Yeas—Fullwood, Rogers
Nays—Campbell

Representative Pafford offered the following:

(Amendment Bar Code: 035469)

Amendment 6 (with title amendment)—Between lines 788 and 789, insert:

(i) All nonprofit scholarship-funding organizations approved under this chapter to receive funds pursuant to the Florida Tax Credit Scholarship Program are subject to chapter 119.

TITLE AMENDMENT

Remove line 39 and insert:

Education to adopt rules; providing that nonprofit scholarship-funding organizations are subject to public records requirements; creating s. 1002.411, F.S.;

Rep. Pafford moved the adoption of the amendment, which failed of adoption. The vote was:

Session Vote Sequence: 566

Representative Hooper in the Chair.

Yeas—45

Antone	Goodson	Rader	Stark
Berman	Hudson	Rangel	Stewart
Bracy	Jones, M.	Reed	Taylor
Campbell	Jones, S.	Rehwinkel Vasilinda	Thurston
Castor Dentel	Kerner	Richardson	Torres
Clarke-Reed	Lee	Rodriguez, J.	Waldman
Clelland	McGhee	Rogers	Watson, B.
Cruz	Moskowitz	Rouson	Watson, C.
Danish	Murphy	Saunders	Zimmermann
Dudley	Pafford	Schwartz	
Edwards	Powell	Slosberg	
Gibbons	Pritchett	Stafford	

Nays—71

Adkins	Diaz, M.	Mayfield	Ray
Ahern	Eagle	McBurney	Renuart
Albritton	Eisnaugle	McKeel	Roberson, K.
Artiles	Fitzenhagen	Metz	Rodriguez, R.
Baxley	Fresen	Moraitis	Rooney
Beshears	Gaetz	Nelson	Santiago
Bileca	Gonzalez	Nuñez	Schenck
Boyd	Grant	Oliva	Smith
Brodeur	Hager	O'Toole	Spano
Broxson	Harrell	Passidomo	Steube
Caldwell	Hill	Patronis	Tobia
Coley	Holder	Perry	Trujillo
Combee	Hood	Peters	Van Zant
Corcoran	Hooper	Pigman	Weatherford
Crisafulli	Hutson	Pilon	Wood
Cummings	Ingram	Porter	Workman
Davis	La Rosa	Raburn	Young
Diaz, J.	Magar	Raschein	

Votes after roll call:

Yeas—Fullwood

Representative Saunders offered the following:

(Amendment Bar Code: 853427)

Amendment 7—Remove lines 854-1041 and insert:

1. By April 1 for the following school year, submit an application to an eligible nonprofit scholarship-funding organization and, if the student does not already have an active individual educational plan, request an annual educational evaluation from the school district in which the student resides; and

2. Obtain an individual educational plan in accordance with subsection (7).

(b) To maintain eligibility in the Florida Personal Learning Scholarship Account Program, the parent of an eligible student must:

1. Register the student's participation in the program with the school district in which the student resides and release the school district from all obligations to educate the student.

2. Participate in the initial development of the individual educational plan and the annual review of the plan under subsection (7).

3. Submit eligible expenses to the nonprofit scholarship-funding organization designated by the parent for reimbursement of qualifying expenditures. Reimbursement requests must be supported by documentation of services rendered, such as receipts or invoices, and accompanied by an affidavit signed by the parent certifying his or her compliance with the requirements of this section. Eligible expenses include:

a. Specialized instructional services by an approved provider.

b. Tuition and fees for instructional services from an eligible private school under s. 1002.39(8) or s. 1002.395(8).

c. Private tutoring pursuant to s. 1002.43.

d. Tuition and fees for enrollment in a virtual education program provided by an approved virtual education provider pursuant to s. 1002.37 or s. 1002.45 or in an approved online course offered pursuant to s. 1003.499 or s. 1004.0961.

e. Curriculum.

f. Costs incurred to comply with the annual educational evaluation required in this paragraph.

g. The fee authorized by paragraph (5)(a).

h. Services such as applied behavior analysis as defined in s. 627.6686, speech-language pathology as defined in s. 468.1125, occupational therapy as defined in s. 468.203, and physical therapy as defined in s. 486.021.

i. An advanced payment contract purchased through the Stanley G. Tate Florida Prepaid College Program for the benefit of the eligible student.

4. Maintain a portfolio of records and materials that consists of:

a. A log of educational instruction and services that is made contemporaneously with delivery of the instruction and services and that designates by title any reading materials used.

b. Samples of writings, worksheets, workbooks, or creative materials used or developed by the student.

The portfolio must be preserved by the parent for 2 years and made available for inspection by the district school superintendent, or his or her designee, upon 15 days' written notice. This subparagraph does not require the district school superintendent to inspect the portfolio.

5. Provide for an annual educational evaluation which documents the student's demonstration of educational progress at a level commensurate with his or her ability, which may include:

a. Evaluation of the student's work portfolio by a certified teacher selected by the parent;

b. Any nationally normed student achievement test administered by a certified teacher;

c. A statewide, standardized assessment administered by a certified teacher, at a location and under testing conditions approved by the school district;

d. Evaluation by an individual holding a valid, active license pursuant to the provisions of s. 490.003(7) or (8); or

e. Any other valid measurement tool mutually agreed upon by the school superintendent of the district in which the student resides and the student's parent.

(c) The district school superintendent must review and accept the results of the annual educational evaluation of a participating student. If the student does not demonstrate educational progress at a level commensurate with his or her ability, the district school superintendent must notify the parent, in writing, that such progress has not been achieved. If the student remains eligible for a Florida Personal Learning Scholarship Account, the parent has 1 year after the date of receipt of the written notification to provide remedial instruction to the student. At the end of the 1-year probationary period, the student must be reevaluated pursuant to subparagraph (b)5. Continued participation in the Florida Personal Learning Scholarship Account Program is contingent upon the student's demonstrating educational progress commensurate with his or her ability at the end of the probationary period.

(d) The parent is responsible for procuring the services necessary to educate the student. Once the student receives a Florida Personal Learning Scholarship Account, the district school board is not obligated to provide the student with a free appropriate public education. For purposes of s. 1003.57 and the Individuals with Disabilities Education Act, a participating student has only those rights that apply to all other unilaterally parentally placed students, except that, when requested by the parent, school district personnel must develop an individual educational plan in accordance with subsection (7).

(e) The parent is responsible for the payment of all eligible expenses in excess of the amount in the Florida Personal Learning Scholarship Account in accordance with the terms agreed to between the parent and the providers and may not receive any refund or rebate of any expenditures made in accordance with subparagraph (b)3.

(f) A student is eligible for only one Florida Personal Learning Scholarship Account and may not receive a scholarship under part III of this chapter.

(5) OBLIGATIONS OF ELIGIBLE NONPROFIT SCHOLARSHIP-FUNDING ORGANIZATIONS.—A nonprofit scholarship-funding organization participating in the Florida Tax Credit Scholarship Program under s. 1002.395 may establish Florida Personal Learning Scholarship Accounts for eligible students. An eligible nonprofit scholarship-funding organization must:

(a) Receive applications and determine student eligibility in accordance with the requirements of this section. Once an application is approved, the nonprofit scholarship-funding organization must provide the department with information on the student to enable the school district to report the student for funding in accordance with subsection (8). A nonprofit scholarship-funding organization may charge the parent of an eligible student up to a \$25 fee to establish the Florida Personal Learning Scholarship Account but may not receive any other fees.

(b) Establish and maintain separate accounts for each eligible student.

(c) Verify qualifying expenditures before receipt of the quarterly distribution by the department.

(d) Return any unused funds to the department when a student is no longer eligible for a Florida Personal Learning Scholarship Account.

(e) Provide to the Auditor General and the department an annual financial and compliance audit of its accounts and records conducted by an independent

certified public accountant in accordance with rules adopted by the Auditor General. The audit must be conducted in compliance with generally accepted auditing standards and must include a report on financial statements presented in accordance with generally accepted accounting principles set forth by the American Institute of Certified Public Accountants for not-for-profit organizations and a determination of compliance with the requirements provided in this section. Audits must be provided to the Auditor General and the Department of Education within 180 days after completion of the nonprofit scholarship-funding organization's fiscal year. If a nonprofit scholarship-funding organization does not submit an annual audit, the Auditor General shall conduct the audit required by this paragraph.

(f) Prepare and submit quarterly reports to the department pursuant to paragraph (6)(f). In addition, a nonprofit scholarship-funding organization must submit in a timely manner any information requested by the department relating to the Florida Personal Learning Scholarship Account Program.

(6) DEPARTMENT OF EDUCATION OBLIGATIONS.—The department must:

(a) Maintain a list of approved providers.

(b) Require each eligible nonprofit scholarship-funding organization to verify eligible expenditures as provided in subparagraph (4)(b)3. before reimbursement.

(c) Investigate any written complaint of a violation of this section in accordance with the process established by s. 1002.395(9)(f).

(d) Notify an eligible nonprofit scholarship-funding organization of any of the organization's identified students who are receiving educational scholarships pursuant to part III of this chapter.

(e) Notify an eligible nonprofit scholarship-funding organization of any of the organization's identified students who have established a Florida Personal Learning Scholarship Account with another eligible nonprofit scholarship-funding organization or who have been reported for funding by a school district or the Florida Virtual School.

(f) Require quarterly reports by an eligible nonprofit scholarship-funding organization regarding the number of students participating in the program, the providers of services to students, and other information deemed necessary by the department.

(g) Establish an annual enrollment period and a process in which a parent may apply to enroll his or her child in the program. The enrollment period shall end no later than April 1 for applications for the following school year.

(7) SCHOOL DISTRICT OBLIGATIONS; PARENTAL OPTIONS.—

(a) Upon the request of a parent, the school district in which the student resides shall conduct an initial evaluation of a student in accordance with s. 1003.57. If a determination is made that the student has a disability and needs special education and related services, an individual educational plan must be developed.

Rep. Saunders moved the adoption of the amendment, which failed of adoption. The vote was:

Session Vote Sequence: 567

Representative Hooper in the Chair.

Yeas—42

Antone	Gibbons	Rader	Stark
Berman	Jones, M.	Rangel	Stewart
Bracy	Jones, S.	Rehwinkel Vasilinda	Taylor
Campbell	Kerner	Richardson	Thurston
Castor Dentel	Lee	Rodriguez, J.	Torres
Clarke-Reed	McGhee	Rogers	Waldman
Clelland	Moskowitz	Rouson	Watson, B.
Cruz	Murphy	Saunders	Watson, C.
Danish	Pafford	Schwartz	Zimmermann
Dudley	Powell	Slosberg	
Edwards	Pritchett	Stafford	

Nays—68

Adkins	Baxley	Brodeur	Combee
Ahern	Beshears	Broxson	Corcoran
Albritton	Bileca	Caldwell	Crisafulli
Artiles	Boyd	Coley	Cummings

Davis	Hill	Nelson	Rodrigues, R.
Diaz, J.	Holder	Nuñez	Rooney
Diaz, M.	Hood	Oliva	Santiago
Eagle	Hooper	Passidomo	Schenck
Eisnaugle	Hudson	Patronis	Smith
Fitzenhagen	Hutson	Perry	Spano
Fresen	La Rosa	Peters	Steube
Gaetz	Magar	Pigman	Tobia
Gonzalez	Mayfield	Pilon	Trujillo
Goodson	McBurney	Porter	Weatherford
Grant	McKeel	Raburn	Wood
Hager	Metz	Raschein	Workman
Harrell	Moraitis	Ray	Young

Votes after roll call:

Yeas—Fullwood, Reed

Nays—Roberson, K., Van Zant

Representative Saunders offered the following:

(Amendment Bar Code: 814323)

Amendment 8—Remove line 950 and insert:

appropriate public education. The Department of Education shall explain to parents of eligible students their rights and benefits under the Individuals with Disabilities Education Act and which rights will be lost as a result of participation in this program, including, but not limited to, the federally guaranteed right to a free and appropriate public education, the right to a least-restrictive environment, and the right to an accessible facility. Informed consent of the relinquishing of a student's rights under the Individuals with Disabilities Act is required, documented in a student's records with the department, the scholarship-funding organization, and the school district, before a scholarship may be granted. For purposes of s. 1003.57 and the

Rep. Saunders moved the adoption of the amendment, which failed of adoption. The vote was:

Session Vote Sequence: 568

Representative Hooper in the Chair.

Yeas—42

Antone	Gibbons	Rader	Stark
Berman	Jones, M.	Rangel	Stewart
Bracy	Jones, S.	Reed	Taylor
Campbell	Kerner	Rehwinkel Vasilinda	Thurston
Castor Dentel	Lee	Richardson	Torres
Clarke-Reed	McGhee	Rodriguez, J.	Waldman
Clelland	Moskowitz	Rogers	Watson, B.
Cruz	Murphy	Saunders	Watson, C.
Danish	Pafford	Schwartz	Zimmermann
Dudley	Powell	Slosberg	
Edwards	Pritchett	Stafford	

Nays—73

Adkins	Eagle	McBurney	Roberson, K.
Ahern	Eisnaugle	McKeel	Rodrigues, R.
Albritton	Fitzenhagen	Metz	Rooney
Artiles	Fresen	Moraitis	Rouson
Baxley	Gaetz	Nelson	Santiago
Beshears	Gonzalez	Nuñez	Schenck
Bileca	Goodson	Oliva	Smith
Boyd	Hager	O'Toole	Spano
Brodeur	Harrell	Passidomo	Steube
Broxson	Hill	Patronis	Tobia
Caldwell	Holder	Perry	Trujillo
Coley	Hood	Peters	Van Zant
Combee	Hooper	Pigman	Weatherford
Corcoran	Hudson	Pilon	Wood
Crisafulli	Hutson	Porter	Workman
Cummings	Ingram	Raburn	Young
Davis	La Rosa	Raschein	
Diaz, J.	Magar	Ray	
Diaz, M.	Mayfield	Renuart	

Votes after roll call:

Yeas—Fullwood

Representative Danish offered the following:

(Amendment Bar Code: 872123)

Amendment 9 (with title amendment)—Remove line 1050 and insert: educational plan for the student. A school district is not liable for individual educational plan violations if the student does not receive services from the school district.

TITLE AMENDMENT

Remove line 67 and insert:
educational plan development and review; providing that a school district is not liable for individual educational plan violations under certain circumstances; providing a

Rep. Danish moved the adoption of the amendment, which failed of adoption. The vote was:

Session Vote Sequence: 569

Representative Hooper in the Chair.

Yeas—43

Antone	Gibbons	Rader	Stafford
Berman	Jones, M.	Rangel	Stark
Bracy	Jones, S.	Reed	Stewart
Campbell	Kerner	Rehwinkel Vasilinda	Taylor
Castor Dentel	Lee	Richardson	Thurston
Clarke-Reed	McGhee	Rodriguez, J.	Torres
Clelland	Moskowitz	Rogers	Waldman
Cruz	Murphy	Rouson	Watson, B.
Danish	Pafford	Saunders	Watson, C.
Dudley	Powell	Schwartz	Zimmermann
Edwards	Pritchett	Slosberg	

Nays—73

Adkins	Eagle	McBurney	Renuart
Ahern	Eisnagle	McKeel	Roberson, K.
Albritton	Fitzenhagen	Metz	Rodriguez, R.
Artiles	Fresen	Moraitis	Rooney
Baxley	Gaetz	Nelson	Santiago
Beshears	Gonzalez	Nuñez	Schenck
Bileca	Goodson	Oliva	Smith
Boyd	Hager	O'Toole	Spano
Brodeur	Harrell	Passidomo	Steube
Broxson	Hill	Patronis	Tobia
Caldwell	Holder	Perry	Trujillo
Coley	Hood	Peters	Van Zant
Combee	Hooper	Pigman	Weatherford
Corcoran	Hudson	Pilon	Wood
Crisafulli	Hutson	Porter	Workman
Cummings	Ingram	Raburn	Young
Davis	La Rosa	Raschein	
Diaz, J.	Magar	Raulerson	
Diaz, M.	Mayfield	Ray	

Votes after roll call:

Yeas—Fullwood

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS/HB 129—A bill to be entitled An act relating to sinkhole coverage; amending s. 627.351, F.S.; requiring Citizens Property Insurance Corporation to submit a biannual report on the number of residential sinkhole policies requested, issued, and declined and the reasons for declining coverage; providing legislative findings; requiring the corporation to establish a Citizens Sinkhole Stabilization Repair Program for sinkhole claims; providing definitions; prohibiting the corporation from requiring a policyholder to advance payment for stabilization repairs provided under the program; providing requirements and procedures for selecting stabilization repair contractors to conduct stabilization repairs; requiring stabilization repairs to be conducted pursuant to a contract; providing requirements for such contracts; requiring the policyholder to select a contractor from the pool

within a certain time period; specifying additional requirements with respect to the program; requiring the corporation to offer specified deductible amounts for sinkhole loss coverage; amending s. 627.706, F.S.; revising definitions; requiring the Office of Program Policy Analysis and Government Accountability to conduct a study of the program and submit a report to the Governor, the Chief Financial Officer, and the Legislature; providing legislative intent; providing severability; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/CS/HB 195 was taken up. On motion by Rep. Raburn, the House agreed to substitute CS for CS for SB 188 for CS/CS/HB 195 and read CS for CS for SB 188 the second time by title. Under Rule 5.13, the House bill was laid on the table.

CS for CS for SB 188—A bill to be entitled An act relating to education data privacy; amending s. 1002.22, F.S.; providing for annual notice to K-12 students and parents of rights relating to education records; revising provisions relating to remedy in circuit court with respect to education records and reports of students and parents; creating s. 1002.222, F.S.; providing limitations on the collection of information and the disclosure of confidential and exempt student records; defining the term "biometric information"; providing an exception; authorizing fees; amending s. 1008.386, F.S.; revising provisions relating to the submission of student social security numbers and the assignment of student identification numbers; requiring the Department of Education to establish a process for assigning student identification numbers; amending s. 1011.622, F.S.; conforming provisions; providing an effective date.

—was read the second time by title.

THE SPEAKER IN THE CHAIR

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS/HB 21 was taken up. On motion by Rep. Porter, the House agreed to substitute CS for SB 106 for CS/HB 21 and read CS for SB 106 the second time by title. Under Rule 5.13, the House bill was laid on the table.

CS for SB 106—A bill to be entitled An act relating to county employees; amending s. 125.01, F.S.; providing that the governing body of a county has authority to determine available benefits of county employees; specifying the applicability of ch. 121, F.S., to such employees; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/HB 99 was taken up. On motion by Rep. Edwards, the House agreed to substitute CS for SB 360 for CS/HB 99 and read CS for SB 360 the second time by title. Under Rule 5.13, the House bill was laid on the table.

CS for SB 360—A bill to be entitled An act relating to sentencing for controlled substance violations; amending s. 893.135, F.S.; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state, or who is knowingly in actual or constructive possession of, specified quantities of hydrocodone, or any salt, derivative, isomer, or salt of an isomer thereof, or any mixture containing any such substance, commits the offense of trafficking in hydrocodone; providing criminal penalties; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state, or who is knowingly in actual or constructive possession of, specified quantities of oxycodone, or any salt, derivative, isomer, or salt of an isomer thereof, or any mixture containing any such substance, commits the offense of trafficking in oxycodone; providing criminal penalties; amending s. 921.0022, F.S.; ranking the offenses of trafficking in hydrocodone and trafficking in oxycodone for purposes of the criminal punishment code; reenacting s. 775.087(2)(a) and (3)(a), F.S., relating to mandatory minimum sentences for the possession or use of a weapon during the commission of certain offenses, to incorporate the

amendments made to s. 893.135, F.S., in a reference thereto; reenacting s. 782.04(1)(a), (3), and (4), F.S., relating to the classification of a murder committed during the commission of certain offenses, to incorporate the amendments made to s. 893.135, F.S., in a reference thereto; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/HB 377—A bill to be entitled An act relating to educational facilities financing; renaming chapter 243, F.S., and part II thereof to conform to changes made by the act; amending ss. 243.50, 243.51, 243.52, 243.53, 243.54, 243.59, 243.66, 243.67, and 243.73, F.S.; revising provisions relating to the financing of independent nonprofit higher educational facilities to include financing for private schools meeting certain criteria; revising the short title and findings to conform; revising definitions; renaming the facilities financing authority to conform; revising powers of the authority, including the issuance and payment of bonds, to conform; revising the date for submission of an annual financial report by the authority to the Governor and Legislature; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/CS/HB 409—A bill to be entitled An act relating to offenses against vulnerable persons; amending s. 90.803, F.S.; revising when an out of court statement by an elderly person or disabled adult is admissible in certain proceedings; amending s. 817.568, F.S.; expanding applicability of prohibition on the fraudulent use of personal identification information of specified victims without consent to include persons 60 years of age or older; amending s. 825.101, F.S.; revising and deleting definitions; amending s. 825.103, F.S.; deleting a requirement that property of an elderly person or disabled adult be obtained by deception or intimidation in order to constitute exploitation of such a person; specifying additional circumstances that constitute a breach of a fiduciary duty and specifying when an unauthorized appropriation occurs; creating a presumption that certain inter vivos transfers are a result of exploitation; providing exceptions; providing for jury instructions concerning the presumption; revising the valuation of funds, assets, or property involved for various degrees of offenses of exploitation of an elderly person or disabled adult; providing for return of property seized from a defendant to the victim before trial in certain circumstances; amending ss. 775.0844 and 921.0022, F.S.; conforming provisions to changes made by the act; reenacting s. 772.11(1), F.S., relating to a civil remedy for theft or exploitation, to incorporate the amendments made by the act to s. 825.103, F.S., in a reference thereto; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/HB 939—A bill to be entitled An act relating to bail bond premiums; amending s. 624.4094, F.S.; repealing a provision separating the calculation of insurance premium taxes from financial reporting for bail bond premiums; amending s. 624.509, F.S.; specifying the amount of direct written premiums for bail bonds for the purpose of calculation of certain taxes; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

HB 559—A bill to be entitled An act relating to military veterans; amending ss. 1.01 and 295.125, F.S.; revising references from the "Korean Conflict" and the "Vietnam Era" to the "Korean War" and the "Vietnam War," respectively, and from "Korean Conflict Veteran" to "Korean War Veteran"; reordering and amending s. 320.089, F.S.; authorizing the issuance of a Combat Medical Badge license plate; revising references; establishing a method of proof of eligibility for certain specialty license plates; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/HB 697—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding to the list of Schedule I controlled substances specified materials, compounds, mixtures, or preparations that contain hallucinogenic substances, or any of their salts, isomers, and salts of isomers, if the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation; reenacting and amending s. 893.13(1)-(6), F.S., relating to prohibited acts and penalties involving controlled substances, to incorporate the amendment made to s. 893.03, F.S., in a reference thereto; providing reduced penalties for possession of 3 grams or less of specified controlled substances; amending s. 893.135, F.S.; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state specified quantities of 3,4-Methylenedioxymethcathinone, 3,4-Methylenedioxypropylvalerone (MDPV), or Methylmethcathinone, or who is knowingly in actual or constructive possession of specified quantities of 3,4-Methylenedioxymethcathinone, 3,4-Methylenedioxypropylvalerone (MDPV), or Methylmethcathinone, commits the offense of trafficking in Phenethylamines, a felony of the first degree; providing that a person who knowingly sells, purchases, manufactures, delivers, or brings into this state specified quantities of 3,4-Methylenedioxymethcathinone, 3,4-Methylenedioxypropylvalerone (MDPV), or Methylmethcathinone, or who is knowingly in actual or constructive possession of specified quantities of 3,4-Methylenedioxymethcathinone, 3,4-Methylenedioxypropylvalerone (MDPV), or Methylmethcathinone, commits the offense of capital manufacture or importation of Phenethylamines, a capital felony; providing criminal penalties; reenacting s. 921.0022(3)(b), (c), (e), and (g)-(i), F.S., relating to the Criminal Punishment Code, to incorporate the amendment made to ss. 893.03 and 893.135, F.S., in a reference thereto; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/CS/HB 135—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.097, F.S.; providing an exemption from public records requirements for any personal identifying information of an applicant for president, provost, or dean of a state university or Florida College System institution; providing an exemption from public meeting requirements for any meeting held for the purpose of identifying or vetting applicants for president, provost, or dean of a state university or Florida College System institution and for any portion of a meeting held for the purpose of establishing qualifications of, or any compensation framework to be offered to, such potential applicants that would disclose personal identifying information of an applicant or potential applicant; providing for applicability; requiring release of the names of specified applicants within a certain timeframe; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/CS/HB 713—A bill to be entitled An act relating to engineers; amending s. 471.007, F.S.; revising qualifications for appointment of members of the Board of Professional Engineers; permitting a professional or technical engineering society to provide a list of qualified nominees for consideration for appointment to the board; providing for staggered terms and length of terms; amending s. 471.013, F.S.; revising requirements for an engineer license applicant who fails the fundamentals examination; authorizing such applicant who is delayed in taking the examination due to military service to have additional attempts to take the examination; amending s. 471.015, F.S.; revising requirements for obtaining licensure by endorsement; amending s. 471.017, F.S.; revising requirements for continuing education hours and license renewal for engineers; providing an effective date.

—was read the second time by title.

Representative Ray offered the following:

(Amendment Bar Code: 877099)

Amendment 1 (with title amendment)—Remove lines 89-134 and insert:
Section 4. Effective March 1, 2015, subsection (3) of section 471.017, Florida Statutes, is amended to read:

471.017 Renewal of license.—

(3)(a) The board shall require a demonstration of continuing professional competency of engineers as a condition of license renewal or relicensure. Every licensee must complete 9 continuing education ~~4 professional development~~ hours; for each year of the license renewal period, totaling 18 continuing education hours for the license renewal period. For each renewal period for such continuing education; ~~4~~

1. One hour must ~~hours shall~~ relate to this chapter and the rules adopted under this chapter.

2. One hour must relate to professional ethics, ~~and the remaining 4~~

3. Four hours must ~~shall~~ relate to the licensee's area of practice.

4. The remaining hours may relate to any topic pertinent to the practice of engineering.

Continuing education hours may be earned by presenting or attending seminars, in-house or nonclassroom courses, workshops, or professional or technical presentations made at meetings, webinars, conventions, or conferences, including those presented by vendors with specific knowledge related to the licensee's area of practice. Up to 4 hours may be earned by serving as an officer or actively participating on a committee of a board-recognized professional or technical engineering society. The 2 required continuing education hours relating to this chapter, the rules adopted pursuant to this chapter, and ethics may be earned by serving as a member of the Legislature or as an elected state or local official. The hours required pursuant to s. 471.0195 may apply to any requirements of this section except for those required under subparagraph 1.

(b) The board shall adopt rules that are substantially consistent with the most recent published version of the Continuing Professional Competency Guidelines of the National Council of Examiners for Engineering and Surveying, for multijurisdictional licensees for the purpose of avoiding proprietary continuing professional competency requirements and shall allow nonclassroom hours to be credited. The board may, by rule, exempt from continuing professional competency requirements retired professional engineers who no longer sign and seal engineering documents and licensees in unique circumstances that severely limit opportunities to obtain the required continuing education ~~professional development~~ hours.

Section 5. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2014.

TITLE AMENDMENT

Remove line 18 and insert:
providing effective dates.

Rep. Ray moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS/CS/HB 757—A bill to be entitled An act relating to estates; amending s. 732.806, F.S.; specifying that certain restrictions on gifts to lawyers and persons related to such lawyers apply only to written instruments executed on or after a specified date; providing applicability; amending s. 733.107, F.S.; providing circumstances under which a burden of proof shifts in cases involving undue influence; providing applicability; amending s. 733.808, F.S.; requiring that a directive to apply certain death benefits for the payment of claims and administration expenses be specified in certain instruments; providing for retroactive applicability; amending s. 736.0207, F.S.; establishing which party bears the burden of proof in an action to contest the validity or revocation of a trust; providing applicability; amending s.

736.05053, F.S.; requiring a specific directive for certain assets and death benefits to be used to pay estate expenses; providing for retroactive applicability; amending s. 736.1106, F.S.; providing for the vesting of outright devises in certain trust documents; providing applicability; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/CS/HB 595—A bill to be entitled An act relating to the Council on the Social Status of Black Men and Boys; amending s. 16.615, F.S.; providing criteria for removal of a member of the council; revising the duties of the council; authorizing the council to identify specified initiatives and programs, study other topics suggested by the Legislature or as directed by the chair of the council, and, subject to legislative appropriations, use funds appropriated to the Department of Legal Affairs to perform certain tasks; authorizing the council to present its findings and strategic issues at an annual statewide conference; providing for reimbursement for per diem and travel expenses for individuals and entities that make presentations to the council regarding the mission or strategic vision of the council; repealing s. 16.616, F.S., relating to a requirement that the department establish a direct-support organization; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/CS/HB 1013—A bill to be entitled An act relating to court-ordered expunction of criminal history records; amending s. 943.0582, F.S.; allowing minors who have certain felony arrests to have the Department of Law Enforcement expunge their nonjudicial arrest records upon successful completion of a prearrest or postarrest diversion program; extending the application submission date for minors who completed the program before a certain date; amending s. 943.0585, F.S.; revising the information that must be provided in the written statement from the state attorney or statewide prosecutor in order for a person to be eligible for a criminal history record expunction; revising when a certificate of eligibility for expunction shall be issued; authorizing the Department of Law Enforcement to enter certain expunged records in specified databases; requiring the Department of Law Enforcement to disclose certain expunged records to specified governmental entities; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

HB 1049—A bill to be entitled An act relating to divers; amending s. 327.331, F.S.; defining the terms "divers-down buoy" and "divers-down symbol"; revising the definition of "divers-down flag"; requiring all divers to prominently display a divers-down flag or buoy in the area in which the diving occurs; requiring vessel operators encountering divers-down buoys to take specified actions; prohibiting a divers-down buoy from being used or displayed onboard a vessel; conforming provisions to changes made by the act; making technical changes; amending ss. 327.395 and 327.73, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Representative Raschein offered the following:

(Amendment Bar Code: 270611)

Amendment 1—Remove line 34 and insert:
inches by 12 inches on three or four flat sides, which is prominently

Rep. Raschein moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

HB 23—A bill to be entitled An act relating to canned or perishable food distributed free of charge; amending s. 768.136, F.S.; limiting the liability of public schools with respect to the donation of canned or perishable food to charitable or nonprofit organizations; revising a definition; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/HB 7081—A bill to be entitled An act relating to tax administration; amending s. 196.1995, F.S.; requiring certain real property improvements and tangible personal property additions to occur within a specified period in order to qualify for a specified ad valorem tax exemption; amending s. 212.03, F.S.; providing that certain charges for the impoundment of an aircraft, boat, or motor vehicle by a law enforcement agency are not subject to taxation; amending s. 212.07, F.S.; conforming a cross-reference; providing that a dealer who willfully fails to collect certain taxes or fees after the Department of Revenue provides notice commits a criminal offense; providing civil and criminal penalties; amending s. 212.12, F.S.; deleting provisions providing criminal and civil penalties for failing to register a business as a dealer and for failing to collect specified taxes after the department provides notice; amending s. 212.14, F.S.; authorizing the department to adopt rules; defining the term "person"; amending s. 212.18, F.S.; providing that a person who engages in acts requiring a certificate of registration and willfully fails to register after the department provides notice commits a criminal offense; providing criminal penalties; reenacting s. 212.20(6)(c), F.S., relating to the disposition of funds collected from the imposition of specified fees, to incorporate the amendments made by the act to s. 212.18(3), F.S., in a reference thereto; amending s. 213.0535, F.S.; providing that certain confidential tax data may be published as statistics under certain circumstances; amending s. 213.13, F.S.; revising the date for transmitting certain funds collected by the clerks of court to the department; amending s. 213.21 F.S.; authorizing the department to delegate to the executive director of the department greater compromise authority for closing agreements; creating s. 213.295, F.S.; providing definitions; providing that a person who knowingly sells, purchases, installs, transfers, possesses, uses, or accesses an automated sales suppression device, a zipper, or phantom-ware commits a criminal offense; providing civil and criminal penalties; providing that automated sales suppression devices, zippers, and phantom-ware are contraband articles; amending s. 443.131, F.S.; requiring employers to produce certain records in order to receive a reduced contribution rate; amending s. 443.141, F.S.; revising the interest rate for unpaid employer contributions or reimbursements; increasing the number of days during which an employer may protest a determination and assessment; providing that certain local ordinances conveying ad valorem tax exemptions shall not be invalidated on specified grounds if the local governing body acted in accordance with this act; providing effective dates.

—was read the second time by title.

Representative Caldwell offered the following:

(Amendment Bar Code: 423141)

Amendment 1 (with title amendment)—Remove line 498 and insert: statistics classified so as to prevent the identification

TITLE AMENDMENT

Remove line 30 and insert:
providing that certain tax data may be

Rep. Caldwell moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS/CS/HB 1029—A bill to be entitled An act relating to personal identification information theft; amending s. 817.568, F.S.; providing that it

is unlawful for any person to willfully and without authorization fraudulently use personal identification information concerning specified individuals without their consent; providing criminal penalties; providing for a surcharge and allocation thereof; providing legislative findings; creating s. 943.0412, F.S.; creating the Identity Theft and Fraud Grant Program; providing appropriations and authorizing a position; providing an effective date.

—was read the second time by title.

Representative Arfiles offered the following:

(Amendment Bar Code: 762203)

Amendment 1—Remove lines 35-47 and insert:
court shall impose a surcharge of \$1,001. Payment of the surcharge shall be a condition of probation, community control, or any other court-ordered supervision.

(a) The sum of \$500 of the surcharge shall be deposited into the Department of Law Enforcement Operating Trust Fund for the department to provide grants to local law enforcement agencies to investigate offenses related to the criminal use of personal identification information as provided in s. 943.0412.

(b) The sum of \$500 of the surcharge shall be deposited into the State Attorneys Revenue Trust Fund for the purpose of funding prosecutions of offenses relating to the criminal use of personal identification information.

(c) The clerk of the court shall retain \$1 of each \$1,001

Rep. Arfiles moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

HB 7089—A bill to be entitled An act relating to ratification of rules of the Department of Environmental Protection; ratifying specified rules relating to qualifications and performance reviews of contractors performing certain site rehabilitation activities for petroleum contaminated sites, and procedures for procurement of such contractors, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

HB 7097—A bill to be entitled An act relating to ratification of rules of the Office of Insurance Regulation; ratifying specified rules requiring title insurance agencies and the retail offices of certain title insurance underwriters to electronically submit certain statistical data, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

HB 7145—A bill to be entitled An act relating to ratification of rules of the Department of Health; ratifying specified rules requiring certain trauma centers to maintain participation in a specified trauma quality improvement program, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any of specified thresholds for likely adverse impact or increase in regulatory costs; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

HB 7163—A bill to be entitled An act relating to ratification of rules of the Department of Juvenile Justice; ratifying specified rules relating to the

provision of health services to youth in facilities or programs, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any of specified thresholds for likely adverse impact or increase in regulatory costs; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/HB 85—A bill to be entitled An act relating to the Literacy Jump Start Pilot Project; requiring the Office of Early Learning to establish the pilot project in St. Lucie County to assist low-income, at-risk children in developing emergent literacy skills; requiring the office to select an organization to implement the pilot project; requiring the office to oversee implementation of the pilot project; providing eligibility requirements for participation; requiring background screening for instructors, volunteers, and noninstructional personnel who make direct contact with children; requiring emergent literacy training for instructors; encouraging the coordination of basic health screening and immunization services in conjunction with emergent literacy instruction; requiring annual submission of an accountability report; requiring the office to allocate funds for the pilot project; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

House Resolution

HR 9061—A resolution recognizing April 9, 2014, as "Caribbean Heritage Day" in the State of Florida.

WHEREAS, from a region that conjures images of a scenic paradise, Caribbean Americans are as vibrant as the islands from which they come, possessing a wealth of talent and history that reverberates throughout this great state and nation, and

WHEREAS, as educators, authors, community leaders, activists, athletes, artists, musicians, and politicians, Caribbean Americans have made their mark in every facet of our society and have contributed to the betterment and diversity of our state and nation, and

WHEREAS, counted among many famous sons and daughters of the Caribbean are activist W.E.B. Du Bois; United States Secretary of State Colin Powell; United States Secretary of the Treasury Alexander Hamilton; Oscar-nominated actress Cicely Tyson; Oscar-winning actor Sidney Poitier; author, poet, and civil rights activist James Weldon Johnson; musician, actor, and social activist Harry Belafonte; Haitian Revolution General Henri Christophe; actor and author Louise Bennett-Coverley; former Florida Lieutenant Governor Jennifer Carroll; and numerous others who have displayed great strength and resiliency while serving as pioneers among the people of the Caribbean, and

WHEREAS, the United States has thrived as a country of immigrants, united by common values and by the promise of a better tomorrow, and

WHEREAS, in 2014, the political influence of Caribbean Americans in the Florida Legislature is evident and represented in the House of Representatives by Representative Daphne Campbell, born in Haiti, and Representative Hazelle Rogers, born in Jamaica, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That April 9, 2014, is recognized as "Caribbean Heritage Day" in the State of Florida and all communities and individuals throughout the state and nation are encouraged to honor their culture and historical bonds and reminded that America's greatness lies in its diversity.

—was read the second time by title. On motion by Rep. Rogers, the resolution was adopted.

Moment of Silence

At the request of Rep. Baxley, the House observed a moment of silence in memory of Belleview Public Works Director, Dennis Monroe.

Motion to Adjourn

Rep. Crisafulli moved that the House, after receiving reports, adjourn for the purpose of holding committee and subcommittee meetings and conducting other House business, to reconvene at 12:30 p.m., Friday, April 11, 2014, or upon call of the Chair. The motion was agreed to.

Disclosure of Interest

In an abundance of caution, I am disclosing the below facts: The House approved the proposed GAA (HB 5001) on April 3, 2014. A payment on a claim against the state for Marissa Amora was included in the GAA. I wish to advise you, the Members of the Florida House of Representatives, and the public, that my brother, Michael Corcoran is a registered lobbyist who represented Ms. Amora and may receive a special private gain from the passage of the legislation.

*Rep. Richard Corcoran
District 37*

Cosponsors

HM 15—Artiles, Steube

HB 65—Rooney

CS/HB 99—Cummings, Perry, Raschein, C. Watson

CS/HM 261—Artiles

CS/CS/HB 303—Rouson

HM 381—Raulerson

HB 385—Rangel, C. Watson

CS/HB 609—Artiles, Hill, Steube

HM 625—Hill

CS/HB 697—Hudson, Nuñez

HB 761—Rooney

CS/HB 977—Berman, Edwards, Gaetz

CS/HB 979—Van Zant

CS/HB 1047—Caldwell, Renuart

CS/HM 1169—Campbell

HB 1371—Berman

HM 1427—Pilon

HR 9041—Beshears

First Reading of Committee and Subcommittee

Substitutes by Publication

By the Criminal Justice Subcommittee; Representatives **Kerner, Campbell, Fullwood, and A. Williams**—

CS/HB 227—A bill to be entitled An act relating to victims of wrongful incarceration; creating s. 961.055, F.S.; providing that a wrongfully incarcerated person who was convicted and sentenced to death on or before December 31, 1979, is exempt from certain application procedures for compensation if a special prosecutor issues a nolle prosequi after reviewing the defendant's conviction; creating s. 961.056, F.S.; providing alternative procedures for applying for compensation; requiring the claimant to file an application with the Department of Legal Affairs within a specified time; requiring the application to include certain information and documents; providing that the claimant is entitled to compensation if all requirements are met; prohibiting compensation from being used for specified attorney fees, lobbyist fees, and costs; providing criminal penalties; providing that the section is repealed on a specified date; amending s. 961.06, F.S.; requiring the Chief Financial Officer to issue payment to an insurance company or other financial institution authorized to issue annuity contracts to purchase an annuity or annuities selected by the wrongfully incarcerated person; requiring the Chief Financial Officer to execute all necessary agreements to implement compensation and to maximize the benefit to the wrongfully incarcerated person; requiring the wrongfully incarcerated person to sign a waiver before the department's approval of the application; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Regulatory Affairs Committee; and Business & Professional Regulation Subcommittee; Representatives **Boyd, Eagle, Hager, and Harrell**—

CS/CS/HB 629—A bill to be entitled An act relating to charities; providing legislative findings and declarations; amending s. 212.08, F.S.; revising an exemption from the sales and use tax to exclude from eligibility charitable organizations subject to a final disqualification order issued by the Department of Agriculture and Consumer Services; amending s. 212.084, F.S.; requiring the Department of Revenue to revoke a sales tax exemption certificate of, or refuse to grant a sales tax exemption certificate to, certain charitable organizations; providing for appeal; amending s. 496.403, F.S.; exempting blood establishments from the Solicitation of Contributions Act; amending s. 496.404, F.S.; revising definitions; amending s. 496.405, F.S.; revising requirements and procedures for the filing of registration statements of charitable organizations and sponsors; specifying the information that each chapter, branch, or affiliate of a parent organization must include in, and attach to, a consolidated financial statement; revising the period within which the Department of Agriculture and Consumer Services must review certain initial registration statements and annual renewal statements; providing for the automatic suspension of a charitable organization or sponsor's registration for failure to disclose specified information; prohibiting officers, directors, trustees, or employees of a charitable organization or sponsor from allowing certain persons to solicit contributions on behalf of the charitable organization or sponsor; authorizing the department to deny or revoke the registration of a charitable organization or sponsor under certain circumstances; requiring a charitable organization or sponsor that has ended solicitation activities in this state to notify the department in writing; creating s. 496.4055, F.S.; defining the term "conflict of interest transaction"; requiring the board of directors of a charitable organization or sponsor, or an authorized committee thereof, to adopt a policy regarding conflict of interest transactions; amending s. 496.407, F.S.; requiring the financial statements of certain charitable organizations or sponsors to be audited or reviewed; providing requirements and standards for such audit or review; authorizing charitable organizations and sponsors to redact specified information from certain Internal Revenue Service Forms submitted in lieu of a financial statement; requiring such forms submitted by certain charitable organizations or sponsors to be prepared by a certified public accountant; authorizing the department to

provide an extension for filing a financial statement; authorizing the department to require an audit or review for a financial statement submitted by a charitable organization or sponsor under certain circumstances; creating s. 496.4071, F.S.; requiring certain charitable organizations or sponsors to report specified supplemental financial information to the department by a certain date; creating s. 496.4072, F.S.; requiring certain charitable organizations or sponsors that solicit contributions for a specific disaster relief effort to submit quarterly financial statements to the department; providing requirements and procedures for the filing of such quarterly statements; exempting certain charitable organizations and sponsors from filing such quarterly statements; amending s. 496.409, F.S.; authorizing a professional fundraising consultant to enter into a contract or agreement only with certain charitable organizations or sponsors; revising the procedures and requirements for reviewing professional fundraising consultant registration statements and renewal applications; prohibiting certain officers, trustees, directors, or employees of professional fundraising consultants from allowing certain persons to solicit contributions on behalf of the professional fundraising consultant; authorizing the department to deny or revoke the registration of a professional fundraising consultant under certain circumstances; amending s. 496.410, F.S.; revising the information that must be included in a professional solicitor application for registration or renewal of registration; revising procedures and requirements for reviewing professional solicitor registration statements and renewal applications; revising the information that must be included in a solicitation notice filed by a professional solicitor; authorizing a professional solicitor to enter into a contract or agreement only with certain charitable organizations or sponsors; prohibiting certain officers, trustees, directors, or employees of a professional solicitor from soliciting for compensation or allowing certain persons to solicit for compensation on behalf of the professional solicitor; authorizing the department to deny or revoke the registration of a professional solicitor under certain circumstances; creating s. 496.4101, F.S.; requiring each officer, director, trustee, or owner of a professional solicitor and certain employees of a professional solicitor to obtain a solicitor license from the department; defining the term "personal financial information"; providing application requirements and procedures; requiring applicants to submit a complete set of fingerprints and pay a fee for fingerprint processing and retention; requiring a solicitor license to be renewed annually; providing an initial application and renewal fee for a solicitor license; requiring material changes in applications or renewal applications to be reported to the department within a specified period; providing a fee for reporting material changes; providing violations; requiring the department to adopt rules to allow applicants to engage in solicitation activities on a temporary basis; authorizing the department to deny or revoke a solicitor license under certain circumstances; requiring certain administrative proceedings to be conducted in accordance with chapter 120, F.S.; amending s. 496.411, F.S.; revising disclosure requirements for charitable organizations and sponsors; amending s. 496.412, F.S.; revising disclosure requirements for professional solicitors; creating s. 496.4121, F.S.; defining the term "collection receptacle"; requiring collection receptacles to display permanent signs or labels; providing requirements for such signs or labels; requiring a charitable organization or sponsor using a collection receptacle to provide certain information to a donor upon request; amending s. 496.415, F.S.; prohibiting the submission of false, misleading, or inaccurate information in a document in connection with a solicitation or sales promotion; prohibiting the failure to remit specified funds to a charitable organization or sponsor; amending s. 496.419, F.S.; increasing administrative fine amounts the department is authorized to impose for specified violations of the Solicitation of Contributions Act; creating s. 496.4191, F.S.; requiring the department to immediately suspend a registration or processing of an application for registration if the registrant, applicant, or any officer or director thereof is charged with certain criminal offenses; creating s. 496.430, F.S.; authorizing the department to issue an order to disqualify a charitable organization or sponsor from receiving a sales tax exemption certificate under certain circumstances; authorizing a charitable organization or sponsor to appeal a disqualification order within a specified period; providing that a disqualification order remains effective for a specified period; authorizing a charitable organization or sponsor to apply to the Department of Revenue for a sales tax exemption certificate after expiration of a final disqualification

order; requiring the Department of Agriculture and Consumer Services to provide a final disqualification order to the Department of Revenue within a specified period; requiring the Department of Revenue to revoke a sales tax exemption certificate of, or refuse to grant a sales tax exemption certificate to, charitable organizations or sponsors subject to a final disqualification order; prohibiting a charitable organization or sponsor from appealing or challenging the revocation or denial of a sales tax exemption certificate under certain circumstances; amending s. 741.0305, F.S.; conforming a cross-reference; providing severability; providing an appropriation and authorizing positions; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Reference

CS/CS/HB 109—Referred to the Calendar of the House.

CS/CS/CS/HB 617—Referred to the Calendar of the House.

CS/CS/CS/HB 659—Referred to the Calendar of the House.

CS/CS/HB 685—Referred to the Calendar of the House.

CS/CS/HB 783—Referred to the Calendar of the House.

CS/CS/HB 791—Referred to the Calendar of the House.

CS/CS/CS/HB 819—Referred to the Calendar of the House.

CS/CS/HB 839—Referred to the Calendar of the House.

CS/CS/HB 955—Referred to the Calendar of the House.

CS/CS/CS/HB 989—Referred to the Calendar of the House.

CS/CS/HB 1055—Referred to the Calendar of the House.

CS/CS/HB 1161—Referred to the Calendar of the House.

CS/CS/HB 1193—Referred to the Calendar of the House.

CS/CS/HB 1275—Referred to the Calendar of the House.

CS/CS/HB 1363—Referred to the Calendar of the House.

CS/HB 1389—Referred to the Calendar of the House.

CS/HB 1441—Referred to the Calendar of the House.

CS/CS/HB 7037—Referred to the Calendar of the House.

CS/CS/HB 7063—Referred to the Calendar of the House.

CS/HB 7077—Referred to the Calendar of the House.

CS/HB 7083—Referred to the Calendar of the House.

CS/CS/HB 7087—Referred to the Calendar of the House.

House Resolutions Adopted by Publication

At the request of Rep. Beshears—

HR 9071—A resolution congratulating Ray Hughes, retired head baseball coach of Aucilla Christian Academy, on winning the 2014 Fellowship of Christian Athletes' Jerry Kindall Character in Coaching Award.

WHEREAS, Ray Hughes, retired head baseball coach at Aucilla Christian Academy in Monticello, is the 2014 recipient of the Fellowship of Christian Athletes' Jerry Kindall Character in Coaching Award, and

WHEREAS, Ray Hughes was one of three finalists for the distinguished award and the first high school coach in the nation to win the honor, and

WHEREAS, the Jerry Kindall Character in Coaching Award is a national honor presented each year by the Fellowship of Christian Athletes that includes all divisions of college and high school baseball coaching, and

WHEREAS, the award is named for longtime University of Arizona head coach Jerry Kindall who won a College World Series championship at the University of Minnesota, played in the major leagues for the Minnesota Twins, Cleveland Indians, and Chicago Cubs, and became one of the all-time great college baseball coaches, leading the University of Arizona to three College World Series championships, and

WHEREAS, the Jerry Kindall Character in Coaching Award is presented annually to a baseball coach who best exemplifies the Christian principles of integrity, teamwork, character, excellence, and service both on and off the field, and

WHEREAS, during Ray Hughes' 38-year Aucilla Christian Academy coaching career, he had more than 500 career wins and 13 district championships as head baseball coach and was known as an extraordinary coach who not only helped athletes become better players but also helped them become better people, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That Ray Hughes is congratulated on winning the 2014 Fellowship of Christian Athletes' Jerry Kindall Character in Coaching Award.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Ray Hughes, retired head baseball coach of Aucilla Christian Academy, as a tangible token of the sentiments expressed herein.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Campbell—

HR 9075—A resolution designating April 6-12, 2014, as "Haitian American Nurses Awareness Week" in the State of Florida.

WHEREAS, in 1984, two registered professional nurses practicing in Miami, Alice Casimir and Jacqueline Dasque, saw the need to establish an organization that would provide health care services to migrant workers in the Homestead area and, along with other professionals, founded the Haitian American Nurses Association of Florida, Inc., and

WHEREAS, this nonprofit membership organization was established in order to provide Haitian nurses with the opportunity to unite as a group, to share and provide ideas of interest to the profession of nursing, and to become effectively involved with the issues and services relevant to the health and welfare of Florida's Haitian community, and

WHEREAS, the Haitian American Nurses Association of Florida, Inc., strives to increase the enrollment of Haitian students in nursing schools in both Florida and Haiti through nursing scholarships, educational and mentoring opportunities, and facilitation of community networking among its members, and

WHEREAS, in collaboration with other community organizations, the association provides culturally sensitive care while promoting health and wellness through its various services, including community health fairs, media education, youth-focused interventions, emergency response services, and immunization drives, and

WHEREAS, in its commitment to reshaping the health care delivery system for citizens of Florida and of Haiti, the Haitian American Nurses Association of Florida, Inc., has partnered with many organizations throughout the state and nation, including the American Cancer Society, the Florida Breast Cancer Foundation, Miami Dade College, Florida International University, Florida Blue, VITAS Innovative Hospice Care, Project Medishare, the Miami-Dade County Health Department, Konbit for Haiti, and the Haitian American Professionals Coalition, among others, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That April 6-12, 2014, is designated as "Haitian American Nurses Awareness Week" in the State of Florida.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Taylor—

HR 9077—A resolution honoring Bethune-Cookman University and designating March 25, 2014, as "Wildcat Day" in the State of Florida.

WHEREAS, on October 3, 1904, Dr. Mary McLeod Bethune, with "five girls, \$1.50, and faith in God," founded the Daytona Educational and Industrial Training School for Negro Girls in Daytona Beach, which would become Bethune-Cookman College in 1931, and

WHEREAS, through the power of God and the tenacity of Mary McLeod Bethune, the Daytona Educational and Industrial Training School for Negro Girls grew from an all-girls elementary school to Bethune-Cookman College, launching its first master's degree program in 2006 and achieving university status in early 2007, and

WHEREAS, with a current total enrollment of 3,787, Bethune-Cookman University offers 41 majors through eight academic schools and colleges, including four graduate programs, and six professional degrees; maintains intercollegiate athletic programs and instrumental and choral groups that have achieved national recognition; and is one of three private historically black colleges and universities in the state, and

WHEREAS, on March 20, 2013, after serving nearly 11 months as interim president, Dr. Edison O. Jackson accepted the appointment to become the sixth president of Bethune-Cookman University, bringing with him a wealth of experience and knowledge in administering the affairs of educational institutions, and

WHEREAS, Bethune-Cookman University strives to develop global leaders who are committed to service, lifelong learning, and diversity by providing a faith-based environment of academic excellence and transformative experiences, and

WHEREAS, to further develop today's global leaders, the university partnered with the Institute of International Education (IIE) in 2014 to launch Generation Study Abroad, a 5-year initiative that brings leaders in education, business, and governments together to double the number of United States college students studying abroad, and

WHEREAS, Bethune-Cookman University's motto, "Enter to learn. Depart to serve," represents a call to action for 21st-century learners to empower themselves and others, connect with their communities, and influence the world around them, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That March 25, 2014, is designated as "Wildcat Day" in the State of Florida in recognition of Bethune-Cookman University's contribution as an outstanding institution of higher education.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to the president of Bethune-Cookman University, Dr. Edison O. Jackson, as a tangible token of the sentiments expressed herein.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Renuart—

HR 9079—A resolution designating May 2014 as "Lupus Awareness Month" in Florida.

WHEREAS, each year, the Lupus Foundation of America designates May as national Lupus Awareness Month to show support for the estimated 1.5 million Americans who have lupus, and

WHEREAS, lupus is a chronic autoimmune disease in which the immune system is imbalanced causing inflammation and tissue damage to nearly every organ system in the body, and

WHEREAS, lupus can affect any part of the body, including the skin, joints, lungs, heart, kidneys, and brain, causing seizures, strokes, heart attacks, miscarriages, and organ failure, and

WHEREAS, while lupus most commonly affects women of childbearing age, it can affect people of any age or sex, and

WHEREAS, African-American, Hispanic, Asian-American, and Native-American women are all more likely than Caucasian women to develop lupus, and African-American women are two to three times more likely than Caucasian women to develop lupus, and

WHEREAS, lupus can be particularly difficult to diagnose because its symptoms are similar to those of many other diseases, creating challenges in understanding the causes and effects of lupus, and

WHEREAS, current treatments for lupus can have damaging side effects, but there has been only one new drug approved by the United States Food and Drug Administration specifically for the disease in the past 52 years, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That May 2014 is designated as "Lupus Awareness Month" in Florida.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Renuart—

HR 9081—A resolution designating April 9, 2014, as "Osteopathic Medicine Day" in Florida.

WHEREAS, there are currently more than 80,000 osteopathic physicians in the United States and more than 5,500 osteopathic physicians in Florida, and

WHEREAS, this state has three accredited osteopathic hospitals, two osteopathic medical colleges, and the third-largest osteopathic physician population in the United States, and

WHEREAS, osteopathic physicians provide comprehensive medical care, including preventive medicine, diagnoses, and the appropriate use of drugs, surgery, manipulation, and hospital referrals, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives commends the osteopathic physicians of this state for their contributions to the health and welfare of the residents of this state and designates April 9, 2014, as "Osteopathic Medicine Day" in Florida.

—was read and adopted by publication pursuant to Rule 10.17.

Reports of Standing Committees and Subcommittees

Received April 8:

The Regulatory Affairs Committee reported the following favorably: CS/HB 629 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, CS/HB 629 was laid on the table.

Received April 9:

The Criminal Justice Subcommittee reported the following favorably: HB 227 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, HB 227 was laid on the table.

Excused

Reps. Fullwood, Stone, A. Williams

Adjourned

Pursuant to the motion previously agreed to, the House adjourned at 4:46 p.m., to reconvene at 12:30 p.m., Friday, April 11, 2014, or upon call of the Chair.

**Pages and Messengers
for the week of
April 7-11, 2014**

Pages—Reese Asher, Orlando; Gigi Cammarato, Estero; Chance Donaldson, Quincy; David Gonzalez, Miami Lakes; Patrick Irvin, Jr., North Miami; William Kasakevich, Tallahassee; Sarah Lambert, Tallahassee; Drew Lloyd, Thomasville, Georgia; Jennaie Petit-Frere, Deerfield Beach; Jacob Pickle, Lynn Haven; Andrew Porter, Lake City; Lucas Qualls, Atlantis; Lukas Smidtas, Tallahassee; Elizabeth "Lizzy" Steindorf, Sarasota; Nia Sweet, Hialeah; Michael Thayer, Sarasota; Logan Venclauskas, Tallahassee; Spencer Weirbach, Homestead.

Messengers—Dylan Foster, Miami; Arie Fry, Plant City; Ellory Fuqua, Marianna; Cade Geisler, Lake City; Audacious Jackson, Tallahassee; Candyce Joseph, Sunrise; Skylar Miles, Ocala; Yanni Mormontoy, Tallahassee; Lakedria Moultry, Lauderhill; Lauren Paul, Venice; Erin Porter, Lake City; Christian Randolph, Tallahassee; Laura Smidt, Tallahassee.

CHAMBER ACTIONS ON BILLS

Wednesday, April 9, 2014

HM	15 — Substituted SM 118; Laid on Table, refer to SM 118	CS/CS/HB	595 — Read 2nd time; Placed on 3rd reading
CS/HB	21 — Substituted CS/SB 106; Laid on Table, refer to CS/SB 106	CS/HB	609 — Read 2nd time; Placed on 3rd reading
HB	23 — Read 2nd time; Placed on 3rd reading	CS/HB	697 — Read 2nd time; Placed on 3rd reading
CS/HB	59 — Read 2nd time; Placed on 3rd reading	CS/CS/HB	713 — Read 2nd time; Amendment 877099 adopted; Placed on 3rd reading
CS/HB	85 — Read 2nd time; Placed on 3rd reading	CS/CS/HB	757 — Read 2nd time; Placed on 3rd reading
CS/HB	99 — Substituted CS/SB 360; Laid on Table, refer to CS/SB 360	CS/HB	939 — Read 2nd time; Placed on 3rd reading
CS for SB	106 — Substituted for CS/HB 21; Read 2nd time; Placed on 3rd reading	CS/CS/HB	1013 — Read 2nd time; Placed on 3rd reading
SM	118 — Substituted for HM 15; Read 2nd time; Adopted	CS/CS/HB	1029 — Read 2nd time; Amendment 762203 adopted; Placed on 3rd reading
CS/HB	129 — Read 2nd time; Placed on 3rd reading	CS/HB	1047 — Read 2nd time; Placed on 3rd reading
CS/CS/HB	135 — Read 2nd time; Placed on 3rd reading	HB	1049 — Read 2nd time; Amendment 270611 adopted; Placed on 3rd reading
CS for CS for SB	188 — Substituted for CS/CS/HB 195; Read 2nd time; Placed on 3rd reading	SB	2510 — Read 2nd time; Amendment 338327 adopted; Placed on 3rd reading
CS/CS/HB	195 — Substituted CS/CS/SB 188; Laid on Table, refer to CS/CS/SB 188	SB	2514 — Read 2nd time; Amendment 704805 adopted; Placed on 3rd reading
CS/CS/HB	209 — Read 2nd time; Placed on 3rd reading	CS/HB	7081 — Read 2nd time; Amendment 423141 adopted; Placed on 3rd reading
CS/HM	261 — Read 2nd time; CS adopted	HB	7089 — Read 2nd time; Placed on 3rd reading
HM	281 — Read 2nd time; Adopted	HB	7097 — Read 2nd time; Placed on 3rd reading
CS for SB	360 — Substituted for CS/HB 99; Read 2nd time; Placed on 3rd reading	HB	7145 — Read 2nd time; Placed on 3rd reading
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CS/CS/HB	409 — Read 2nd time; Placed on 3rd reading	HB	7167 — Read 2nd time; Amendment 201689 adopted; Amendment 571301 Failed; Amendment 147823 Failed; Amendment 809037 Failed; Amendment 070355 Failed; Amendment 668809 Failed; Amendment 035469 Failed; Amendment 853427 Failed; Amendment 814323 Failed; Amendment 872123 Failed; Placed on 3rd reading
CS/CS/HB	413 — Read 2nd time; Amendment 307575 adopted; Placed on 3rd reading	HR	9061 — Read 2nd time; Adopted
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